128/pt 36

X.97/2:

UNITED STATES OF AMERICA

# Congressional Record

DAILY DIGEST OF THE 97th CONGRESS
SECOND SESSION

## VOLUME 128—PART 26

UNITED STATES GOVERNMENT PRINTING OFFICE, WASHINGTON, 1982

# *Daily Digest*

## Senate

*Monday, January 25, 1982*

## *Chamber Action*

*Routine Proceedings, pages 1–58*

**Bills Introduced:** Ten bills and five resolutions were introduced, as follows: S. 2006–2015, S.J. Res. 138, and S. Res. 280–283.

Pages 22-23

**Bills Reported:** Reports were made as follows:

Reported January 19, 1982, during adjournment:

S. 234, encouraging the establishment of home health care programs and providing expanded coverage of home health services under the Medicare and Medicaid programs, with an amendment in the nature of a substitute.

Reported today:

S. 1630, reforming the Federal criminal laws and streamlining the administration of criminal justice with an amendment in the nature of a substitute. (S. Rept. No. 97–307)

S. Res. 283, increasing the limitation on expenditures by the Committee on Labor and Human Resources for the procurement of consultants. Referred to the Committee on Rules and Administration.

Page 22

**Resolutions Agreed To:**

*Notification of President:* Senate agreed to S. Res. 280, providing that a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to inform the President that a quorum of each House is assembled. Subsequently, Senators Baker and Robert C. Byrd were appointed by the President pro tempore.

Page 2

*Notification of House of Representatives:* Senate agreed to S. Res. 281, notifying the House of Representatives that a quorum of the Senate is assembled and ready to proceed to business.

Page 2

*Setting of Daily Meeting Hour:* Senate agreed to S. Res. 282, setting the hours of daily meeting of the Senate as 12 o'clock meridian, unless otherwise ordered.

Page 2

*Joint Session:* Senate agreed to H. Con. Res. 244, providing for a joint session of the two Houses on Tuesday, January 26, 1982, to receive a message from the President of the United States on the State of the Union.

Page 58

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senators Ford and Pell, and former Senator Wendell R. Anderson, of Minnesota, to the Study Group on the Commemoration of the United States Senate Bicentennary.

Pages 11-12

**Nomination:** Senate received the nomination of Eugene F. Lynch, to be U.S. District Judge for the Northern District of California.

Page 58

**Message From the President:** Senate received a message from the President of the United States reporting three new deferrals of budget authority totaling $1,758.3 million, six revisions to existing deferrals increasing the amount deferred by $191.5 million, and five revisions to existing deferrals which do not affect the amounts deferred; which was referred jointly to the Committees on Appropriations, Budget, Foreign Relations, Commerce, Science, and Transportation, Environment and Public Works, Agriculture, Nutrition, and Forestry, Armed Services, and Labor and Human Resources, pursuant to order of January 30, 1975 (PM–104).

Page 22

Messages From the President: Page 22

Messages From the House: Page 22

Measures Referred: Page 22

Communications: Pages 22-23

*Statements on Introduced Bills:* Pages 24-46

Notices of Hearings: Page 47

Committee Authority To Meet: Page 47

Additional Statements: Pages 48-60

Nominations: Page 60

**Quorum Call:** One quorum call was taken today. (Total—1)

Page 53

**Recess:** Senate convened at 12 Noon and recessed at 2:12 p.m. until 8:15 p.m., on Tuesday, January 26, 1982. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 50.)

## *Committee Meetings*

### A.T. & T. DIVESTITURE

*Committee on Commerce, Science, and Transportation:* Committee held hearings on the proposed divestiture of American Telephone & Telegraph, receiving testimony from Sherman Unger, General Counsel, and Bernard J. Wunder, Jr., Assistant Secretary of Communications and Information, both of the Department of Commerce; Lt. General William J. Hilsman, Director, Defense Communications Agency and Director, National Communications System, and Charles Brown, American Telephone & Telegraph, Washington, D.C.

Hearings were recessed subject to call.

### OFFICE OF FOREIGN MISSIONS

*Committee on Governmental Affairs:* Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State, after receiving testimony from Delegate Fauntroy; Thomas M. Tracy, Assistant Secretary of State for Administration; Harvey E. Pryor, Chief, Uniformed Division, U.S. Secret Service, Department of the Treasury; Mayor Marion S. Barry, Jr., Walter Lewis, District of Columbia Zoning Commission, Charles R. Norris, District of Columbia Board of Zoning Adjustment, and Lawrence Hargrove, all of Washington, D.C.; and Daniel R. Mandelker, Washington University School of Law, St. Louis, Missouri.

### ANTITRUST CASES—IBM/A.T. & T.

*Committee on the Judiciary:* Committee concluded oversight hearings to examine actions taken by the Department of Justice regarding the dismissal of the International Business Machines antitrust case and the proposed settlement of the American Telephone & Telegraph antitrust case, focusing on the impact to consumers and competitors under the A.T. & T. agreement. Testimony was received from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; and Morris Tanenbaum and Howard J. Trienens, both on behalf of A.T. & T., New York City.

### IMMIGRATION—NUMERICAL LIMITS

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy concluded hearings on the impact of immigration numbers and the interrelation of immigration policy and population policy, after receiving testimony from Representative Garcia; Diego Asencio, Assistant Secretary of State for Consular Affairs; Alan Nelson, Deputy Commissioner, Immigration and Naturalization Service, Department of Justice; Roger Herriot, Chief, Population Division, Bureau of the Census, Department of Commerce; Marion Houstoun, Immigration Staff Specialist, and James A. Orr, Bureau of International Labor Affairs, both of the Department of Labor; Loy Bilderback, Zero Population Growth, Thomas Espenshade, The Urban Institute, Garrett Hardin, The Environmental Fund, Phil Comstock, Citizens Committee for Immigration Reform, and Marshall Green, Population Crisis Committee, all of Washington, D.C., Charles Keely, The Population Council, New York City; Leonel Castillo, Immigrant Aid Society, Inc., Houston, Texas; and Aristide Zolberg, University of Chicago, Chicago, Illinois.

### COMMITTEE CONSULTANTS

*Committee on Labor and Human Resources:* Committee approved for reporting an original resolution (S. Res. 283) increasing the limitation on expenditures by the committee for the procurement of consultants.

### BUSINESS MEETING

*Committee on Rules and Administration:* Committee ordered favorably reported the following resolutions:

An original resolution requesting $1,273,800 in operating expenses of the committee for 1982;

S.J. Res. 95, authorizing the construction of the Franklin D. Roosevelt Memorial in the District of Columbia; and

An original resolution authorizing the printing of a revised edition of the "Senate Election Law Guidebook" as a Senate document.

### COMMITTEE BUDGET

*Committee on Small Business:* Committee ordered favorably reported an original resolution requesting $902,000 in operating expenses of the committee for 1982.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 27 public bills, H.R. 5308–5334; 1 private bill, H.R. 5335; and 12 resolutions, H.J. Res.

382, H. Con. Res. 244 and 245, and H. Res. 311–319 were introduced.

Pages 90–91

**Bills Reported:** Reports were filed as follows:

Report entitled "Annual Report, Part I, Activities for the Year 1981, of the Select Committee on Narcotics Abuse and Control, 97th Congress, First Session" (H. Rept. 97–418, filed on December 29, 1981);

H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing ports in nations contiguous to the United States, amended (H. Rept. 97–419); and

H.R. 4935, to amend title 11, United States Code, to correct technical errors, and to clarify and make substantive changes, with respect to securities and commodities (H. Rept. 97–419, filed on December 30, 1981); and

Page 90

**Member Sworn:** Representative-elect Barbara Bailey Kennelly presented herself in the well of the House and was administered the oath of office by the Speaker.

Page 61

**Notify President:** Agreed to H. Res. 311, authorizing the Speaker to appoint a committee of three Members to join with a like committee of the Senate to notify the President that a quorum of each House has been assembled and that Congress is ready to receive any communications that he may be pleased to make. Subsequently, the Speaker appointed Representatives Wright, Foley, and Michel as members of the committee.

Page 61

**Notify Senate:** Agreed to H. Res. 312, authorizing the Clerk of the House to inform the Senate that a quorum of the House is ready to proceed with business.

Page 62

**Hour of Meeting:** Agreed to H. Res. 313, to establish daily hour of meeting.

Page 62

**Air Force Academy:** Pursuant to the provisions of section 9355(a), title 10 of the United States Code, the Speaker appointed the following Members to the Board of Visitors to the U.S. Air Force Academy: Representatives Foley, Dicks, Robinson, and Kramer.

Page 62

**Coast Guard Academy:** Pursuant to the provisions of section 194(a), title 14 of the United States Code, the Speaker appointed the following Members to the Board of Visitors to the U.S. Coast Guard Academy: Representatives Gejdenson and McKinney.

Page 62

**Merchant Marine Academy:** Pursuant to the provisions of section 1295b(h), title 46 of the United States Code, the Speaker appointed the following Members to the Board of Visitors to the U.S. Merchant Marine Academy: Representatives Ferraro and Carney.

Page 62

**Military Academy:** Pursuant to the provisions of section 4355(a), title 10 of the United States Code, the Speaker appointed the following Members to the Board of Visitors to the U.S. Military Academy: Representatives Ginn, Dixon, Gilman, and Roth.

Page 62

**Naval Academy:** Pursuant to the provisions of section 6968(a), title 10 of the United States Code, the Speaker appointed the following Members to the Board of Visitors to the U.S. Naval Academy: Representatives Long of Maryland, Murtha, Holt, and Spence.

Page 62

**Mexico-United States Interparliamentary Group:** Pursuant to the provisions of section 1, Public Law 86–420, the Speaker appointed the following Members to the United States delegation of the Mexico-United States Interparliamentary Group: Representatives de la Garza, Chairman, Yatron, Vice Chairman, Kazen, Miller of California, Skelton, Kogovsek, Mica, Rousselot, Lagomarsino, Rudd, Goodling, and Dreier.

Page 62

**Presidential Message—Deferrals:** Read a message from the President wherein he transmits 3 new deferrals of budget authority totalling $1,758.3 million, 6 revisions to existing deferrals totaling $191.3 million, and five revisions to existing deferrals—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–126).

Page 62

**Joint Session:** Agreed to H. Con. Res. 244, providing for a joint session of the two Houses of Congress in the Hall of the House of Representatives on Tuesday, January 26, 1982, at 9 p.m., for the purpose of receiving the President's state of the Union message.

Page 63

**Recesses:** Agreed that it be in order for the Speaker to declare a recess at any time on Tuesday, January 26; on Thursday, January 28 for the joint meeting to commemorate the 100th Anniversary of the birth of Franklin Delano Roosevelt; and on Wednesday, April 21 for the joint meeting to receive the Queen of the Netherlands.

Page 63

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of January 27.

Page 63

**Quorum Calls—Votes:** One quorum call developed during the proceedings of the House today and appears on page H1.

**Adjournment:** Met at noon and adjourned at 1:48 p.m.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, January 26, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 166–176*

**Bills Introduced:** Two bills and one resolution were introduced, as follows: S. 2016–2017 and S. Res. 284.

Pages 168

**Bills Reported:** Reports were made as follows:

Reported on January 25, 1982:

S. 1630, reforming the Federal criminal laws and streamlining the administration of criminal justice, with an amendment in the nature of a substitute (S. Rept. No. 97–307).

Page 22

**President's Message on the State of the Union:** Senate met in joint session with the House of Representatives and received a message from the President of the United States on the State of the Union.

Page 175

**Vice Presidential Appointments:** The Presiding Officer, on behalf of the Vice President, pursuant to S. Res. 381, 96th Congress, appointed Senators Mathias, Warner, and Gorton, former Senator Milton R. Young, of North Dakota, and former Senator Hugh Scott, of Pennsylvania, to the Study Group on the Commemoration of the United States Senate Bicentenary.

Page 166

**Nominations:** Senate received the following nominations:

Leroy J. Contie, Jr., of Ohio, to be U.S. Circuit Judge for the Sixth Circuit.

Elizabeth A. Kovachevich, to be U.S. District Judge for the Middle District of Florida.

Julio Gonzales, to be U.S. Marshal for the Central District of California.

Richard L. Cox, to be U.S. Marshal for the Middle District of Florida.

Carlos C. Cruz, to be U.S. Marshal for the Southern District of Florida.

M. Clifton Nettles III, to be U.S. Marshal for the Southern District of Georgia.

Eugene G. Liss, to be U.S. Marshal for the District of New Jersey.

Rudolph G. Miller, to be U.S. Marshal for the District of New Mexico.

Gene G. Abdallah, to be U.S. Marshal for the District of South Dakota.

Walter J. Stoessel, Jr., of the District of Columbia, to be Deputy Secretary of State.

Lawrence S. Eagleburger, of Florida, to be Under Secretary of State for Political Affairs.

Powell Allen Moore, of Georgia, to be an Assistant Secretary of State.

Michael Hayden Armacost, of Maryland, to be Ambassador to the Philippines.

Keith Lapham Brown, of Colorado, to be Ambassador to the Kingdom of Lesotho.

Anthony Cecil Eden Quainton, of Washington, to be Ambassador to Nicaragua.

Howard Eugene Douglas, of Virginia, to be U.S. Coordinator for Refugee Affairs and Ambassador at Large while serving in that position.

Maynard W. Glitman, of Vermont, for the rank of Ambassador while serving as Department of State Representative and Deputy Head of the U.S. Delegation to the Intermediate Range Nuclear Force Negotiations.

Hugh W. Foster, of California, to be Alternate Executive Director of the Inter-American Development Bank.

Frederic Arnold Eidsness, Jr., of Colorado, to be an Assistant Administrator of the Environmental Protection Agency.

Cathie A. Shattuck, of Colorado, to be a Member of the Equal Employment Opportunity Commission.

Joan D. Aikens, of Pennsylvania, to be a Member of the Federal Election Commission.

Lee Ann Elliott, of Illinois, to be a Member of the Federal Election Commission.

Danny Lee McDonald, of Oklahoma, to be a Member of the Federal Election Commission.

J. J. Simmons III, of New Jersey, to be a Member of the Interstate Commerce Commission.

Herbert E. Ellingwood, of California, to be a Member of the Merit Systems Protection Board.

Herbert E. Ellingwood, of California, to be Chairman of the Merit Systems Protection Board.

William J. Bennett, of North Carolina, to be Chairman of the National Endowment for the Humanities.

John W. Crutcher, of Virginia, to be a Commissioner of the Postal Rate Commission.

Senate also received the withdrawal of the nomination of Robert N. Smith, of Ohio, to be an Assistant Secretary of Defense, which was sent to the Senate on September 4, 1981.

Pages 175–176

**Messages From the President:** Page 175

**Messages From the House:** Page 166

Communications: Pages 167-168

Statements on Introduced Bills: Pages 169-171

Notices of Hearings: Pages 171-172

Additional Statements: Pages 172-175

Nominations: Page 175

**Recess:** Senate met at 8:15 p.m., and recessed at 9:53 p.m., until 10 a.m., on Thursday, January 28, 1982.

## *Committee Meetings*

### COMMITTEE BUDGET

*Committee on Environment and Public Works:* Committee approved for reporting an original resolution requesting $2,267,000 in operating expenses of the committee for 1982.

Also, committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and recessed subject to call.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported an original joint resolution providing for the release within the United States of the U.S. International Communication Agency production, "A Day of Solidarity."

Also, committee began consideration of the committee budget for 1982, and the following treaties: Treaty of Friendship with Kiribati (Ex. A, 96th Cong., 2nd sess.), Treaty of Friendship with Tuvalu (Ex. W, 96th Cong., 1st sess.), Treaty of Friendship and Delimitation of the Maritime Boundary with the Cook Islands (Ex. P, 96th Cong., 2nd sess.), and Treaty with New Zealand on the Delimitation of the Maritime Boundary between the U.S. and Tokelau (Treaty Doc. No. 97–5), but did not complete action thereon, and recessed subject to call.

### POLAND

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the situation in and U.S. relations with Poland, receiving testimony from Allen Holmes, Acting Assistant Secretary of State for European Affairs.

Committee recessed subject to call.

### OFFICE OF FOREIGN MISSIONS

*Committee on Governmental Affairs:* On Monday, January 25, Subcommittee on Governmental Efficiency and the District of Columbia approved for full committee consideration, with an amendment, S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State. (As approved by the subcommittee, the bill incorporates the text of S. 1818, a related measure.)

### ERISA—MORTGAGE INVESTMENTS/ RETIREMENT INCOME INCENTIVES

*Committee on Labor and Human Resources:* Subcommittee on Labor concluded hearings on S. 1541, amending the Employee Retirement Income Security Act (ERISA) by simplifying both reporting and disclosure requirements, and the process for employers to provide retirement income to employees, and providing incentives for employers to provide pension benefits to employees, and S. 1678, permitting private pension funds to invest in residential real estate, after receiving testimony from Senator Lugar, Raymond J. Donovan, Secretary, T. Timothy Ryan, Solicitor, Donald L. Dotson, Assistant Secretary for Labor-Management Services Administration, and Jeffrey Clayton, Administrator, Pension and Welfare Benefit Program, all of the Department of Labor, Morton A. Harris, Small Business Council of America, Inc., Columbus, Georgia; Scott J. Macey, American Telephone and Telegraph Co., Basking Ridge, New Jersey, on behalf of the ERISA Industry Committee; Marvin A. Levins, Sr., Connecticut General Life Insurance Co., Hartford, on behalf of the American Council of Life Insurance; Charles A. Moran, Sr., Manufacturers Trust Co., New York City, on behalf of the American Bankers Association; Theodore R. Groom, Washington, D.C., on behalf of the Prudential Insurance Company of America/Equitable Life Assurance Society of the U.S./John Hancock Mutual Life Insurance Company/Connecticut General Life Insurance Company/and Aetna Life and Casualty; Douglas E. Johnson, Chase Home Mortgage Corp., Montvale, New Jersey, on behalf of the Mortgage Bankers Association of America; and Steven Zaleznick, on behalf of the American Association of Retired Persons, Stephen R. Bruce, Pension Rights Center, Michael S. Gordon, Mittleman and Gordon, Steven P. Doehler, Mortgage Insurance Companies of America, and Stuart M. Lewis, on behalf of the National Association of Home Builders, all of Washington, D.C.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 23 public bills, H.R. 5336–5358; 3 private bills, H.R. 5359–5361; and 12 resolutions, H.J. Res. 383 and 384, H. Con. Res. 246–249, and H. Res. 320–325 were introduced.

Pages 163-164

**Recess:** House recessed at 12:47 p.m. and reconvened at 8:43 p.m.

Page 157

**President's State of the Union Message:** Before a joint session of Congress, President Reagan delivered his state of the Union message. He was escorted to and from the House Chamber by a committee composed of Senators Baker, Thurmond, McClure, Tower, Garn, Packwood, Hayakawa, Robert C. Byrd, Cranston, Inouye, Bentsen, Sasser, and Sarbanes; and Representatives Wright, Foley, Long of Louisiana, Alexander, Edwards of California, Michel, Lott, Kemp, Rhodes, and Clausen.

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House document (H. Doc. 97–133).

**Pages 157–161**

**Quorum Calls—Votes:** No quorum calls or votes developed during the proceedings of the House today.

**Adjournment:** Met at noon and adjourned at 9:54 p.m.

Committee Meetings

## DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on intelligence matters. Testimony was heard from William J. Casey, Director, CIA, and representatives of the Department of Defense.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance and the Subcommittee on Monopolies and Commercial Law of the Committee on the Judiciary held a joint hearing on the AT&T settlement. Testimony was heard from public witnesses.

Hearings continue January 28.

## MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported H.J. Res. 382, to permit the broadcasting in the United States of the International Communication Agency film "Let Poland Be Poland: A Day of Solidarity With the People of Poland".

The Committee also held a hearing on H. Res. 300, directing the Secretary of State to provide to the House of Representatives certain information concerning the pending extradition proceedings against Ziad Abu Eain. Testimony was heard from Representatives Crockett and Conyers; Morris Draper, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State; Daniel W. McGovern, Deputy Legal Adviser, Department of State and Roger Olson, Deputy Assistant Attorney General, Department of Justice.

## PROMPT PAYMENT ACT

*Committee on Government Operations:* Subcommittee on Legislation and National Security held a hearing on H.R. 4709, Prompt Payment Act of 1981. Testimony was heard from Representative Ireland; Edwin L. Harper, Deputy Director, OMB; Milton Socolar, Special Assistant to the Comptroller General, GAO; from the following officials of SBA: Ray Kline, Deputy Administrator and Frank Swain, Chief Counsel for Advocacy and a public witness.

## RIF'D FEDERAL WORKERS AND THE IMPACT OF RIF'S ON WOMEN AND MINORITIES

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on job help for RIF'd Federal workers and the impact of RIF's on women and minorities. Testimony was heard from Representatives Parris, Wolf, and Fauntroy and public witnesses.

Hearings continue tomorrow.

## RECLAMATION SAFETY OF DAMS ACT AMENDMENTS

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resoucres held a hearing on H.R. 3208, to amend the Reclamation Safety of Dams Act of 1978. Testimony was heard from Representatives Rhodes, Loeffler, and Rudd; Robert Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

## EXTRADITION ACT

*Committee on the Judiciary:* Subcommittee on Crime held a hearing on H.R. 5227, Extradition Act of 1981, and existing extradition laws. Testimony was heard from Roger Olson, Deputy Attorney General, Department of Justice; Daniel W. McGovern, Deputy Legal Advisor, Department of State, and public witnesses.

Hearings continue February 3.

## COMMITTEE BUDGET

*Committee on Post Office and Civil Service:* Approved Committee budget request for 1982.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Science and Technology:* Held a hearing on H.R. 4326, Small Business Innovation Development Act of 1981. Testimony was heard from Senators Kennedy and Rudman; Denis Prager, Associate Director, Office of Science and Technology Policy; Donald Templeman, Deputy Administrator, SBA; Donald N. Langenberg, Deputy Director, NSF; Stuart J. Evans, Director of Procurement, NASA; Hilary Rauch, Director of Procurement and Assistance Management, Department of Energy; Henry

Kirschenmann, Deputy Assistant Secretary for Grants and Procurement, Department of Health and Human Services; and Morton Myers, Director, Program Analysis Division, GAO.

Hearings continue tomorrow.

### *Joint Meeting*

#### JEC ANNUAL REPORT

*Joint Economic Committee:* Committee resumed hearings in preparation of its forthcoming annual report, focusing on the economic outlook for 1982, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, January 27, 1982*

## Senate

### *Chamber Action*

Senate was not in session today. It will next meet on Thursday, January 28, at 10 a.m.

### *Committee Meetings*

#### COMMITTEE BUDGET/NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported an original resolution (S. Res 304) requesting $1,622,807 in operating expenses of the committee for 1982, and 624 routine nominations in the Navy and Air Force.

#### COMMITTEE BUDGET

*Committee on Commerce, Science, and Transportation:* Committee approved for reporting an original resolution (S. Res. 288) requesting $3,171,746 in operating expenses of the committee for 1982.

#### COMMITTEE BUDGET

*Committee on Energy and Natural Resources:* Committee ordered favorably reported an original resolution (S. Res. 286) requesting $2,132,840 in operating expenses of the committee for 1982.

#### COMMITTEE BUDGET

*Committee on Finance:* Committee approved for reporting an original resolution (S. Res. 291) requesting $2,143,200 in operating expenses of the committee for 1982.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of John R. Bolton, of Virginia, to be Assistant Administrator for Program and Policy Coordination, Agency for International Development (AID), Walter J. Stoessel, of the District of Columbia, to be Deputy Secretary of State, and Powell A. Moore, of Georgia, to be Assistant Secretary of State for Congressional Affairs, after the nominees testified and answered questions in their own behalf. Mr. Moore was introduced by Senators Nunn and Baker.

#### POLAND

*Committee on Foreign Relations:* Subcommittee on European Affairs held hearings on the Polish economy and Poland's international debt, focusing on implications for U.S. foreign policy, receiving testimony from Robert Hormats, Assistant Secretary of State for Business and Economic Affairs; Marc Leland, Assistant Secretary of the Treasury for International Affairs; Richard Davies, former U.S. Ambassador to Poland; Lawrence Brainard, Bankers Trust Company, New York City; and Stanislaw Wasowski, Georgetown University, Washington, D.C.

Hearings were recessed subject to call.

#### COMMITTEE BUDGET

*Committee on Governmental Affairs:* Committee approved for reporting an original resolution (S. Res. 296) requesting $4,672,526 in operating expenses of the committee for 1982.

#### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Michael S. Kanne and James T. Moody, each to be a U.S. District Judge for the Northern District of Indiana, Robert H. Bork, to be U.S. Circuit Judge for the District of Columbia, and Alan C. Nelson, of California, to be Commissioner of Immigration and Naturalization, after the nominees testified and answered questions in their own behalf. Messrs. Kanne and Moody were introduced by Senators Lugar and Quayle, and Mr. Nelson was introduced by Senator Hayakawa. Testimony was received on the nomination of Mr. Bork from Robert P. Davidow, George Mason University, Fairfax, Virginia, and on the nomination of Mr. Nelson from Arnoldo S. Torres, League of United Latin American Citizens, Washington, D.C.

Committee will consider the above nominees on tomorrow.

#### VOTING RIGHTS EXTENSION

*Committee on the Judiciary:* Subcommittee on the Constitution began hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Senators Mathias, Kennedy, and Metzenbaum; William French Smith, Attorney General, Department of Justice; and Walter Berns, American Enterprise Institute, Benjamin Hooks, NAACP, Vilma Martinez, Mexican American Legal Defense and Educational Fund, and Ruth J. Hinerfeld, League of Women Voters of the U.S., all of Washington, D.C.

Hearings continue tomorrow.

### DRUG ABUSE IN THE SCHOOL SYSTEM

*Committee on Labor and Human Resources:* Subcommittee on Investigations and General Oversight held hearings on the problem of drug abuse in the American school system, receiving testimony from Vincent J. Femia, 7th Judicial Court of Maryland, Upper Marlboro; John C. Tracey, 6th District Court of Maryland, and James B. Hendricks, Second Genesis, both of Rockville, Maryland; James Richardson, Houstkn Police Departmejt, Houstkn, Texas; Robert Bossong, Dkuglas MacArthur High School, Iiami, Florida; Mel J. Riddile, Fairfax County Public Schools, Fairfax, Virginia; Sue Rusche( Families in Action, Inc., Atlanta, Gekrgia; and other public witnesses*

Hearings were recessed subject to call.

# House of Representatives

## Chamber Action

**Bilhs Introduced:** 19 public bills, H.R. 5362–5380; 2 private bills, H.R. 5381 and 5382; and 7 resolutions, H.J. Res. 385–387, H. Cnn. Res. 250 and 251, and H. Res. 326 and 327 were introduced.

Pages 232–233

**U.S. Coast Guard Academy:** The Speaker read a letter from the Chairman of the Committee on Merchant Marine and Fisheries wherein he appointed as members of the Board of Visitors to the United States Coast Guard Academy for 1982 the following Members on the part of the House: Representatives Studds, Hughes, Young of Alaska, and Jones of North Carolina, ex officio.

Page 217

**U.S. Merchant Marine Academy:** The Speaker read a letter from the Chairman of the Committee on Merchant Marine and Fisheries wherein he appointed as members of the Board of Visitors to the United States Merchant Marine Academy for 1982 the following Members on the part of the House: Representatives Biaggi, Donnelly, McCloskey, and Jones of North Carolina, ex officio.

Page 217

**Poland Film:** House passed H.J. Res. 382, to permit the broadcasting in the United States of the International Communication Agency film "Let Poland Be Poland: A Day of Solidarity With the People of Poland."

Pages 217–221

**Adjournment:** Met at 3 p.m. and adjourned at 4:46 p.m.

## Committee Meetings

### LABOR, HHS, AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, HHS, and Education held a hearing on reprogramming of Pell Grants. Testimony was heard from William C. Clohan, Under Secretary, Department of Education.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified worldwide intelligence briefing. The Committee was briefed by William J. Casey, Director, CIA.

Committee recessed subject to call.

### PRODUCTIVITY

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization held a hearing on productivity. Testimony was heard from Roger B. Porter, Counselor to the Secretary of the Treasury and Executive Secretary, National Productivity Advisory Committee; Brian L. Usilaner, Associate Director, Accounting and Financial Management Division, GAO and public witnesses.

### GAY RIGHTS

*Committee on Education and Labor:* Subcommittee on Employment Opportunities held a hearing on H.R. 1454, to prohibit discrimination on the basis of affectional or sexual orientation. Testimony was heard from Senator Tsongas and public witnesses.

### STUDENT ASSISTANCE PROGRAMS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on the current status and administration of Federal student assistance programs. Testimony was heard from the following officials of the Department of Education: James B. Thomas, Jr., Inspector General and Dr. Edward Elmendorf, Deputy Assistant Secretary for Student Financial Assistance.

Hearings continue tomorrow.

### RIF'D FEDERAL WORKERS AND THE IMPACT OF RIF'S ON WOMEN AND MINORITIES

*Committee on Government Operations:* Subcommittee on Manpower and Housing continued hearings on job help for RIF'd Federal workers and the impact of RIF's on women and minorities. Testimony was heard from Representatives Barnes and Hoyer and Donald Devine, Director, Office of Personnel Management.

Hearings continue February 9.

### ROYALTY MANAGEMENT SYSTEM—GEOLOGICAL SURVEY

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining and the Subcommittee on Oversight and Investigations continued joint hearings on the Royalty Management System of the U.S. Geological Survey. Testimony was heard from David F. Linowes, Chairman, Commission on Fiscal Accountability of the Nation's Energy Resources.

### OVERSIGHT—INTELLIGENCE POLICIES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on Intelligence Policy and the rights of Americans (Executive Order on Intelligence). Testimony was heard from Richard K. Willard, Deputy Assistant Attorney General, Civil Division, Department of Justice.

### COMMITTEE BUDGET

*Committee on Merchant Marine and Fisheries:* Approved Committee budget request for 1982 and other pending business.

### SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Science and Technology:* Continued hearings on H.R. 4326, Small Business Innovation Development Act of 1981. Testimony was heard from Representatives LaFalce and Bedell and public witnesses.

Hearings continue tomorrow.

### SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care approved for full Committee action as amended H.R. 4326, Small Business Innovation Development Act of 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Michael Cardenas, Administrator, SBA; representatives of the Veterans' Administration and various veterans' organizations and a public witness.

### COMMITTEE BUDGET

*Committee on Ways and Means:* Approved the Committee budget request for 1982.

## *Joint Meetings*

### JEC ANNUAL REPORT

*Joint Economic Committee:* Committee continued hearings in preparation of its forthcoming annual report, focusing on the economic outlook, receiving testimony from Donald T. Regan, Secretary, Department of the Treasury.

Hearings continue on Wednesday, February 3.

### STANDBY PETROLEUM ALLOCATION

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, January 28, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 325–422*

**Bills Introduced:** Fifteen bills and twenty resolutions were introduced, as follows: S. 2018–2132, S.J. Res. 139–141, S. Con. Res. 59–60, and S. Res. 285–299.

**Pages 348–349**

**Bills Reported:** Reports were made as follows:

S. Res. 289, requesting $1,273,806 in operating expenses of the Committee on Rules and Administration (S. Rept. No. 97–308).

S. Res. 290, authorizing the printing of a revised edition of the "Senate Election Law Guidebook" as a Senate document (S. Rept. No. 97–309).

S. Res. 295, requesting $2,439,912 in operating expenses of the Committee on Foreign Relations (S. Rept. No. 97–310). Referred to the Committee on Rules and Administration.

S. Res. 258, waiving section 402(a) of the Congressional Budget Act with respect to the consideration of S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants.

S. Res. 259, waiving section 402(a) of the Congressional Budget Act with respect to the consideration of S. 1906, providing for grade limitations for flag and general officers.

S. Res. 286, requesting $2,132,840 in operating expenses of the Committee on Energy and Natural Resources. Referred to the Committee on Rules and Administration.

S. 287, requesting $2,267,000 in operating expenses of the Committee on Environment and Public Works. Referred to the Committee on Rules and Administration.

S. Res. 288, requesting $3,171,746 in operating expenses of the Committee on Commerce, Science, and Transportation. Referred to the Committee on Rules and Administration.

S. Res. 291, requesting $2,143,200 in operating expenses of the Committee on Finance. Referred to the Committee on Rules and Administration.

S. Res. 292, requesting $3,785,310 in operating expenses of the Committee on Appropriations. Referred to the Committee on Rules and Administration.

S. Res. 293, requesting $2,685,961 in operating expenses of the Committee on the Budget. Referred to the Committee on Rules and Administration.

S. Res. 294, requesting $902,000 in operating expenses of the Committee on Small Business. Referred to the Committee on Rules and Administration.

S. Res. 296, requesting $4,672,526 in operating expenses of the Committee on Governmental Affairs. Referred to the Committee on Rules and Administration.

S.J. Res. 139, permitting the broadcasting in the United States of the International Communication Agency film "Let Poland Be Poland: A Day of Solidarity With the People of Poland."

Pages 347-348

**Measures Passed:**

*Study Group on Commemoration of U.S. Senate Bicentenary:* Senate agreed to S. Res. 285, extending the reporting date of the Study Group on the Commemoration of the United States Senate Bicentenary to not later than December 31, 1982.

Page 327

*Authorizing Broadcast of Film on Poland:* Senate passed H.J. Res. 382, permitting the broadcasting in the United States of the International Communication Agency film "Let Poland Be Poland: A Day of Solidarity With the People of Poland."

Page 421

**Treaty Received:** The injunction of secrecy was removed from a protocol to the North Atlantic Treaty on the accession of Spain, signed in Brussels on December 10, 1981 on behalf of the United States and the other parties to the North Atlantic Treaty (Treaty Doc. No. 97-22), which was received in the Senate on January 26, was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed.

Pages 421-422

**Nominations:** Senate received the following nominations:

Fred J. Eckert, of New York, to be Ambassador to Fiji, and to serve concurrently as Ambassador to the Republic of Kiribati, Ambassador to the Kingdom of Tonga, and Ambassador to Tuvalu.

Robert B. Krupansky, of Ohio, to be U.S. Circuit Judge for the Sixth Circuit.

James L. George, of Maryland, and Norman Terrell, of California, each to be an Assistant Director of the U.S. Arms Control and Disarmament Agency.

30 Army nominations in the rank of General.

45 Navy nominations in the rank of Admiral.

82 Air Force nominations in the rank of General.

4 Coast Guard nominations in the rank of Admiral.

Routine lists of nominations in the Army, Navy, and Air Force.

Pages 422-467

**Presidential Message:** On January 26, during the recess, Senate received a message from the President on the state of the Union, which was ordered to lie on the table (PM-105).

Pages 339-343

**Joint Meeting—F. D. R. Anniversary:** Senate held a joint meeting with the House of Representatives in commemoration of the 100th anniversary of the birth of President Franklin Delano Roosevelt.

(See House proceedings.)

**Messages From the President:** Page 339

**Messages From the House:** Page 343

**Communications:** Pages 343-345

**Statements on Introduced Bills:** Pages 349-363

**Notices of Hearings:** Page 363

**Additional Statements:** Pages 363-421

**Nominations:** Pages 422-467

**Recess:** Senate convened at 10 a.m., and recessed at 10:41 a.m., until 11 a.m., on Friday, January 29, 1982. (For Senate's program see remarks of Senator Baker in today's Record on pages 420-421.)

## *Committee Meetings*

### COMMITTEE BUDGET

*Committee on Appropriations:* Committee approved for reporting an original resolution (S. Res. 292) requesting $3,785,310 in operating expenses of the committee for 1982.

### COMMITTEE BUDGET/BUDGET WAIVERS

*Committee on the Budget:* Committee approved for reporting the following original resolutions:

S. Res. 293, requesting $2,685,961 in operating expenses of the committee for 1982;

S. Res. 259, waiving section 402(a) of the Congressional Budget Act with respect to consideration of S. 1906, providing for grade limitations for flag and general officers; and

S. Res. 258, waiving section 402(a) of the Congressional Budget Act with respect to consideration of S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants.

## MINERAL ROYALTIES

*Committee on Energy and Natural Resources:* Committee held oversight hearings on methods of collecting, accounting, and distributing mineral royalties, and to review the report of the Commission on Fiscal Accountability of the Nation's Energy Resources on management of Federal oil royalties, receiving testimony from James G. Watt, Secretary, and Dallas Peck, Director, U.S. Geological Survey, both of the Department of the Interior; David F. Linoews, Chairman, Commission on Fiscal Accountability of the Nation's Energy Resources; James Griffith and Randy Fetterolf, both of the Office of Wyoming State Auditor, Cheyenne; and John Butler, Charles Lohah, and David Harrison, all of the Council of Energy Resource Tribes, Washington, D.C.

Hearings were recessed subject to call.

## AIRBAGS IN AUTOS

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on S. 1887, imposing a tax on the sale of certain automobiles sold without automatic safety airbags, and allowing a tax credit to manufacturers of automobiles equipped with such airbags, after receiving testimony from William Haddon, Jr., Insurance Institute for Highway Safety, Clarence Ditlow, Center for Auto Safety, and Joan Claybrook, former Administrator, National Highway Traffic Safety Administration, all of Washington, D.C.; Lowell Beck, National Association of Independent Insurers, Chicago, Illinois; Robert F. McDermott, United Services Automobile Association, San Antonio, Texas; Douglass M. Fergusson, Nationwide Insurance Companies, Columbus, Ohio; Stephen Teret, Johns Hopkins School of Hygiene and Public Health, Baltimore, Maryland, on behalf of the American Public Health Association; and Roger Maugh, Ford Motor Company, Detroit, Michigan.

## COMMITTEE BUDGET

*Committee on Foreign Relations:* Committee ordered favorably reported an original resolution (S. Res. 295) requesting $2,439,912 in operating expenses of the committee for 1982, and a Foreign Service officers list dated December 15, 1981.

## CHINA/TAIWAN—U.S. RELATIONS

*Committee on Foreign Relations:* Committee met in closed session to discuss U.S. relations with China and Taiwan, receiving testimony from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs.

Committee recessed subject to call.

## GUATEMALA/EL SALVADOR

*Committee on Foreign Relations:* Subcommittee on Western Hemisphere Affairs met in closed session to discuss the military situation in Guatemala and El Salvador, receiving testimony from officials of the Defense Intelligence Agency.

Subcommittee recessed subject to call.

## VOTING RIGHTS EXTENSION

*Committee on the Judiciary:* Subcommittee on the Constitution continued hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Senator Cochran; Representatives Hyde, and Bliley; Barry Gross, City College of the City University, New York City; Mayor Henry Marsh, Richmond, Virginia; Edward Erler, National Humanities Center, Raleigh, North Carolina; and Laughlin McDonald, A.C.L.U., Atlanta, Georgia.

Hearings continue on Monday, February 1.

## JUVENILES AND DANGEROUS DRUGS/CAREER CRIMINALS

*Committee on the Judiciary:* Subcommittee on Juvenile Justice resumed hearings on S. 1688, making it a Federal offense when a convicted criminal commits a series of crimes involving firearms, and held oversight hearings on the use of certain drugs by juveniles, receiving testimony from Jack Durrell, Deputy Director, National Institute on Drug Abuse, Department of Health and Human Services; Thomas W. Paukin, Director, and Connie Horner, Deputy Assistant Director of Policy and Planning, both of ACTION; John Milligan, Circuit Judge, Fifth Circuit of Ohio, representing the National Council of Juvenile and Family Court Judges; Abe Pollin, Washington, D.C.; Janet Reno, Dade County, Florida; Penny Grodenchik, Gaudenzia, Inc., Philadelphia, Pennsylvania; and Sidney Shankman, Second Genesis, Alexandria, Virginia.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 15 public bills, H.R. 5383–5397; 1 private bill, H.R. 5398; and 12 resolutions, H.J. Res. 388, H. Con. Res. 252–257, and H. Res. 328–332 were introduced.

**Page 322**

**Extradition of Ziad Abu Eain:** House agreed to table H. Res. 300, directing the Secretary of State to provide to the House of Representatives certain information concerning the pending extradition proceedings against Ziad Abu Eain.

**Pages 294-300**

**Day of Solidarity With Poland:** House agreed to H. Res. 328, expressing the sense of the House of Representatives that January 30, 1982, should be observed as a national day of solidarity with the people of Poland.

**Page 300**

**Adjournment:** Met at 10 a.m. and adjourned at 3:42 p.m.

## *Committee Meetings*

### REDUCTION OF HIGH INTEREST RATES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on H.J. Res. 365, resolving that current economic policies must be reconsidered to bring and keep interest rates down, that the President and the administration and the Board of Governors of the Federal Reserve System shall discourage speculative lending, the Board of Governors of the Federal Reserve System shall reconsider its tentative decisions to reduce the targets for growth in money supply for 1982, and that the President shall comply with section 10 of the Federal Reserve Act. Testimony was heard from Stephen Entin, Deputy Assistant Secretary for Economic Policy, Department of the Treasury, and public witnesses.

### STUDENT ASSISTANCE PROGRAMS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education continued oversight hearings on the current status and administration of Federal student assistance programs. Testimony was heard from public witnesses.

Hearings continue February 2.

### COMMUTER RAIL SAFETY

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on Commuter Rail Safety. Testimony was heard from Representative Coyne; Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; James Burnett, Jr., Acting Chairman, National Transportation Safety Board and David Gunn, General Manager, South Eastern Pennsylvania Transportation Authority.

### AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance and the Subcommittee on Monopolies and Commercial Law of the Committee on the Judiciary concluded joint hearings on the AT&T settlement. Testimony was heard from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

### WEST VIRGINIA WILDERNESS LANDS

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 5161, to designate certain lands in the Monongahela National Forest, W. Va., as wilderness; and to designate management of certain lands for uses other than wilderness. Testimony was heard from Representative Benedict; John B. Crowell, Jr., Assistant Secretary for Natural Resources and Environment, USDA and public witnesses.

### OVERSIGHT-TAX EXEMPTION FOR PRIVATE SCHOOLS

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on the IRS tax exemption for private schools. Testimony was heard from Arthur Flemming, Chairman, Commission on Civil Rights and public witnesses.

### OVERSIGHT-IBM DISMISSAL

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on IBM Dismissal. Testimony was heard from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings continue February 3.

### POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue February 2.

### SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Science and Technology:* Concluded hearings on H.R. 4326, Small Business Innovation Development Act of 1981. Testimony was heard from Representative McCloskey and public witnesses.

## *Joint Meeting*

### ADMIRAL RICKOVER

*Joint Economic Committee:* Committee held hearings on the experiences of Admiral H. G. Rickover as a naval officer, receiving testimony from Admiral Rickover.

Committee will meet again Wednesday, February 3.

# *Friday, January 29, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 497–521*

**Bills Introduced:** Three bills and nine resolutions were introduced, as follows: S. 2033–2035 and S. Res. 300–308.

Pages 504–505, 513–514

**Bills Reported:** Reports were made as follows:

S. Res. 303, requesting $1,322,000 in operating expenses of the Committee on Agriculture, Nutrition, and Forestry for 1982. Referred to the Committee on Rules and Administration.

S. Res. 304, requesting $1,622,807 in operating expenses of the Committee on Armed Services for 1982. Referred to the Committee on Rules and Administration.

S. Res. 305, requesting $4,748,223 in operating expenses of the Committee on Judiciary for 1982. Referred to the Committee on Rules and Administration.

S. Res. 306, requesting $789,438 in operating expenses of the Committee on Veterans' Affairs. Referred to the Committee on Rules and Administration.

S. Res. 307, requesting $1,583,411 in operating expenses of the Committee on Banking, Housing, and Urban Development for 1982. Referred to the Committee on Rules and Administration.

Page 505

**Measures Passed:**

*Tribute to Admiral Rickover:* Senate passed S. 2018, authorizing the presentation on behalf of the Congress of a specially struck gold medal to Admiral Hyman George Rickover, after agreeing to Warner unprinted amendment No. 818, of a technical nature.

Pages 501–503

*Production of Documents:* Senate agreed to S. Res. 300, authorizing the production of documents by the Senate Committee on Labor and Human Resources which may bear on allegations concerning Secretary of Labor Raymond J. Donovan.

Pages 505–506

*U.S. Senate Youth Program:* Senate agreed to S. Res. 301, recognizing the 20th Anniversary of the United States Senate Youth Program.

Page 505

**Communications:** Page 505

**Statements on Introduced Bills:** Pages 505–513

**Amendments Submitted for Printing:** Page 515

**Committee Authority To Meet:** Page 515

**Additional Statements:** Pages S515–521

**Recess:** Senate convened at 11 a.m., and recessed at 11:45 a.m., until 11 a.m., on Tuesday, February 2, 1982.

### *Committee Meetings*

#### COMMITTEE BUDGET

*Committee on Agriculture, Nutrition, and Forestry:* Committee approved for reporting an original resolution (S. Res. 303) requesting $1,322,000 in operating expenses of the committee for 1982.

#### COMMITTEE BUDGET

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting an original resolution (S. Res. 307) requesting $1,583,411 in operating expenses of the committee for 1982.

#### ARTIFICIAL PRICING/TRADE

*Committee on Finance:* Subcommittee on International Trade concluded hearings on S. 958, imposing an additional duty upon imported products of a nonmarket economy country, after receiving testimony from Lionel Olmer, Under Secretary of Commerce for International Trade; Harry Kopp, Deputy Assistant Secretary of State for Economic and Business Affairs; Frank C. Conahan, Director, International Division, General Accounting Office; Michael Hathaway, Acting Deputy Counsel, Office of Special Trade Representative; Richard O. Cunningham, Steptoe & Johnson, on behalf of Occidental Petroleum Corporation, and Harley-Davidson Motor Company, Carl W. Schwartz, Metzger, Shadyac & Schwartz, Charles O. Verrill, Patton, Boggs & Blow, and Elizabeth Jager and Stephen Koplan, both representing the AFL–CIO, all of Washington, D.C.; Sholom D. Comay, Action Industries, Inc., Cheswick, Pennsylvania; and John C. Heebner, Buffalo China, Inc., Buffalo, New York, representing the American Restaurant China Council, Inc.

#### COMMITTEE BUDGET

*Committee on the Judiciary:* Committee approved for reporting an original resolution (S. Res. 305) requesting $4,748,223 in operating expenses of the committee for 1982.

#### COMMITTEE BUDGET

*Committee on Veterans' Affairs:* Committee approved for reporting an original resolution (S. Res. 306) requesting $789,438 in operating expenses of the committee for 1982.

#### COMMITTEE BUDGET

*Select Committee on Indian Affairs:* Committee approved for reporting an original resolution requesting $612,710 in operating expenses of the committee for 1982.

### COMMITTEE BUDGET

*Special Committee on Aging:* Committee met and approved for submission an original resolution (S. Res. 308) requesting $1,060,506 in operating expenses of the committee for 1982.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 4 public bills, H.R. 5399–5402; and 7 resolutions, H.J. Res. 389–392, H. Con. Res. 258 and 259, and H. Res. 333 were introduced.

**Page H137**

**Bills Reported:** Reports were filed as follows:

H.R. 3620, transferring certain Federal property to the City of Hoboken, New Jersey, amended (H. Rept. 97–421);

H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, and to settle Papago Indian water rights claims in portions of the Papago reservations, amended (H. Rept. 97–422); and

H.R. 4230, to facilitate the Transportation of coal by pipeline across Federal and non-Federal lands, amended (H. Rept. 97–423).

**Page H137**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

**Page H131**

**Late Reports:** Committee on Interior and Insular Affairs received permission to have until 5 p.m. today to file reports on H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, and to settle Papago Indian water rights claims in portions of the Papago reservations; and H.R. 4230, to facilitate the transportation of coal by pipeline across Federal and non-Federal lands.

**Page H133**

**Adjournment:** Met at 11 a.m. and adjourned at 11:11 a.m.

## *Committee Meetings*

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on 1982 urgent supplemental for the Commodity Credit Corporation. Testimony was heard from John R. Block, Secretary of Agriculture.

## *Tuesday, February 2, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 590–688*

**Bills Introduced:** Eighteen bills and five resolutions were introduced, as follows: S. 2036–2053, S.J. Res. 142, and S. Res. 309–312.

**Page 646**

**Bills Reported:** Reports were made as follows:

S. Res. 309, requesting $4,301,000 in operating expenses of the Committee on Labor and Human Resources for 1982. Referred to the Committee on Rules and Administration.

S. Res. 310, requesting $1,778,106 in operating expenses of the Select Committee on Intelligence for 1982. Referred to the Committee on Rules and Administration.

S. Res. 311, Requesting $612,710 in operating expenses of the Select Committee on Indian Affairs for 1982. Referred to the Committee on Rules and Administration.

S.J. Res. 130, designating February 22, 1982, the 250th anniversary of the birth of George Washington, a "Day of National Celebration."

S.J. Res. 141, designating the week of February 7 through 13, 1982, as "National Crime Prevention Week."

S. Res. 253, proclaiming the week of February 7 through 13, 1982, as "National Circle K Week."

**Page 646**

**Measure Passed:**

*Rescue of General James Dozier:* Senate agreed to S. Res. 312, expressing the sense of the Senate with respect to the rescue of Brigadier General James L. Dozier by the Italian police.

**Pages 643–644**

**Indefinitely Postponed:** Senate postponed indefinitely the following measures:

S. 1212, authorizing funds for fiscal year 1982 for disaster relief programs administered by the Federal Emergency Management Agency;

H.J. Res. 341, providing for a waiver of law pursuant to the Alaska Natural Gas Transportation Act;

S. 1370, authorizing the Secretary of the Army to acquire such oil, gas, coal, or other mineral interests owned by the Osage Tribe of Indians necessary for the construction of the Skiatook Lake, Osage County, Oklahoma;

S. 1890, providing for the disbursement of certain trust funds of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin;

S.J. Res. 139, permitting the broadcasting in the United States of the International Communication

Agency film "Let Poland Be Poland: A day of Solidarity With the People of Poland."

Page 644

**Broadcasting of Senate Chamber Proceedings:** Senate began consideration of a motion to proceed to consider S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

During consideration of this motion today, by 86 yeas to 2 nays, Senate agreed to a motion to request the attendance of absent Senators.

A unanimous consent agreement was reached providing for a vote on the motion to proceed at 12 Noon, on Thursday, February 3.

Pages 624-639

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the 1980 annual report on Federal Energy Conservation Programs, which was referred to the Committee on Energy and Natural Resources. (PM-106)

(2) Transmitting proposed Agreement for Cooperation Between the U.S. and the People's Republic of Bangladesh Concerning Peaceful Uses of Nuclear Energy, which was referred to the Committee on Foreign relations. (PM-107)

Page 645

**Confirmations:** Senate confirmed the following nominations:

Routine lists of nominations in the Navy, Air Force, and Coast Guard.

Page 688

**Nominations:** Senate received the following nominations:

John R. Gibson, of Missouri, to be U.S. Circuit Judge for the Eighth Circuit.

William J. Nettles to be U.S. Marshal for the Southern District of Illinois.

James N. Broder, of Maryland, to be a Member of the Federal Council on the Aging.

Jay V. Beck, of Utah, to be a Member of the National Science Board, National Science Foundation.

James G. Stearns, of Nevada, to be a Director of the Securities Investor Protection Corporation.

One Navy nomination in the rank of Admiral.

Page 688

| | |
|---|---|
| Messages From the President: | Page 645 |
| Statements on Introduced Bills: | Pages 647-658 |
| Amendments Submitted for Printing: | Page 661 |
| Notices of Hearings: | Pages 661-662 |
| Committee Authority To Meet: | Page 662 |
| Additional Statements: | Pages 663-686 |
| Nominations: | Page 688 |
| Confirmations: | Page 688 |

**Quorum Call:** One quorum call was taken today. (Total—2)

Page 625

**Record Vote:** One record vote was taken today. (Total—1)

Page 626

**Recess:** Senate convened at 11 a.m., and recessed at 6:41 p.m., until 11 a.m., on Wednesday, February 3, 1982. (For Senate's program see remarks of Senator Baker in today's Record on pages 686-687.)

## *Committee Meetings*

### MILITARY POSTURE

*Committee on Armed Services:* Committee held closed hearings on U.S. military posture and to review the proposed budget request of the Department of Defense, receiving testimony from Caspar W. Weinberger, Secretary of Defense; and General David C. Jones, Chairman, Joint Chiefs of Staff.

Committee recessed subject to call.

### WORLDWIDE INTELLIGENCE

*Committee on Armed Services:* On Monday, February 1, committee held a closed briefing on worldwide intelligence matters, receiving testimony from William J. Casey, Director, Central Intelligence Agency.

Committee recessed subject to call.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Tuesday, February 9.

### TAX EXEMPTION—PRIVATE SCHOOLS

*Committee on Finance:* On Monday, February 1, committee began hearings on S. 2024, denying tax-exemption to private schools which practice racial discrimination, receiving testimony from R. T. McNamar, Deputy Secretary, Peter J. Wallison, General Counsel, Roscoe Egger, Jr., Commissioner, Internal Revenue Service, and Kenneth W. Gideon, Chief Counsel for the Internal Revenue Service, all of the Department of the Treasury; and Edward C. Schmults, Deputy Attorney General, and William Bradford Reynolds, Assistant Attorney General, Civil Rights Division, both of the Department of Justice.

Hearings were recessed subject to call.

### NOMINATIONS/TREATIES

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

The nominations of John R. Bolton, of Virginia, to be Assistant Administrator for Program and

Policy Coordination, Agency for International Development (AID), Walter J. Stoessel, Jr., of the District of Columbia, to be Deputy Secretary of State, Powell A. Moore, of Georgia, to be Assistant Secretary of State for Congressional Affairs, and James D. Theberge, of the District of Columbia, to be Ambassador to Chile; and

The following treaties: Treaty of Friendship with Kiribati (Exec. A, 96th Cong., 2nd sess.), Treaty of Friendship with Tuvalu (Exec. W, 96th Cong., 1st sess.), Treaty of Friendship and Delimitation of the Maritime Boundary with the Cook Islands (Exec. P, 96th Cong., 2nd sess.), and Treaty with New Zealand on the Delimitation of the Maritime Boundary between the United States and Tokelau (Treaty Co. No. 97-5).

## EAST/WEST RELATIONS—MIDDLE EAST—CENTRAL AMERICA

*Committee on Foreign Relations:* Committee held hearings on East/West relations, and the current situation in the Middle East and Central America, receiving testimony from Alexander M. Haig, Jr., Secretary of State.

Committee will meet again on Thursday, February 4.

## CENTRAL AMERICA

*Committee on Foreign Relations:* On Monday, February 1, Subcommittee on Western Hemisphere Affairs held hearings on the prospects for democracy in Central America and the Caribbean, receiving testimony from Representative Lagomarsino; Thomas O. Enders, Assistant Secretary of State for InterAmerican Affairs; Richard Scammon, Elections Research Center, and Howard Penneman, Georgetown University and American Enterprise Institute, both of Washington, D.C.; and Aryeh Neier, New York University and Helsinki Watch, New York City.

Subcommittee recessed subject to call.

## FEDERAL PROCUREMENT WORK FORCE

*Committee on Governmental Affairs:* Subcommittee on Federal Expenditures, Research, and Rules concluded hearings on the role of the work force in the Federal procurement system, focusing on the need for a government-wide career program for procurement, after receiving testimony from Donald E. Sowle, Administrator, Federal Procurement Policy, Office of Federal Procurement Policy, Office of Management and Budget; Harry R. Page, George Washington University, and Walter B. O'Neil, National Security Industrial Association, both of Washington, D.C.; and Walter M. Eads and E. J. Bierman, both on behalf of the National Association of Purchasing Management, New York City.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

The nominations of Robert H. Bork, to be U.S. Circuit Judge for the District of Columbia Circuit Court, Michael S. Kanne and James T. Moody, each to be a U.S. District Judge for the Northern District of Indiana, Lamond R. Mills, to be U.S. Attorney for the District of Nevada, Stephen S. Trott, to be U.S. Attorney for the Central District of California, William F. Weld, to be U.S. Attorney for the District of Massachusetts, Eugene H. Davis, to be U.S. Marshal for the District of Utah, Stuart E. Earnest, to be U.S. Marshal for the Western District of Oklahoma, William J. Jonas, Jr., to be U.S. Marshal for the Western District of Texas, George L. McBane, to be U.S. Marshal for the Middle District of North Carolina, Thomas A. O'Hara, Jr., to be U.S. Marshal for the District of Nebraska, Alan C. Nelson, of California, to be Commissioner, Immigration and Naturalization Service, Department of Justice, and Edward W. Ray, of California, to be Commissioner, Copyright Royalty Tribunal;

S. 907, including Cabinet officers under the provisions of the U.S. Code relating to assassination, kidnapping, and assault, with an amendment in the nature of a substitute;

S.J. Res. 130, designating February 22, 1982, the 250th anniversary of the birth of George Washington, a "Day of National Celebration";

S. Res. 253, proclaiming the week of February 7 through 13, 1982, as "National Circle K Week"; and

S.J. Res. 141, designating the week of February 7 through 13, 1982, as "National Crime Prevention Week."

## U.S. VISAS

*Committee on the Judiciary:* On Monday, February 1, Subcommittee on Immigration and Refugee Policy concluded hearings on S. 1998, permitting employees of certain international organizations and their families who have lived in the United States for specified periods of time to remain here upon termination of such employment, and on certain visa provisions of the Immigration and Nationality Act (P.L. 94-571), after receiving testimony from Senator Mathias; Diego C. Asencio, Assistant Secretary of State for Consular Affairs; Alan Nelson, Acting Commissioner, Immigration and Naturalization Service, Department of Justice; Lloyd N. Cutler, Wilmer, Cutler & Pickering, Davidson Sommers, Webster & Sheffield, and Robert S. McNamara, all of Washington, D.C.; John L. Stevenson, G-IV Children's Coalition, Kensington, Maryland; Ingrid Schmedtje, Charlottesville, Virginia; Sam Lin, Bethesda, Maryland; and Kaija Juusela, Potomac, Maryland.

## VOTING RIGHTS EXTENSION

*Committee on the Judiciary:* Subcommittee on the Constitution continued hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Abigail Turner, Mobile, Alabama; Armand Derfner, Charleston, South Carolina, representing the Joint Center for Political Studies; Mississippi State Senator Henry Kirksey, Jackson; Michael Levin, City College of New York, New York City; and John Bunzel, The Hoover Institution, Stanford University, Stanford, California.

On Monday, February 1, the Subcommittee resumed hearings on aforementioned legislation, receiving testimony from Representative Butler; Susan MacManus, University of Houston, Houston, Texas; Joaquing Avila, Mexican American Legal Defense & Educational Fund, Washington, D.C.; and Steve Suitts, Southern Regional Council, and David Walbert, both of Atlanta Georgia.

Hearings continue on Thursday, February 4.

## NOMINATIONS

*Committee on Labor and Human Resources:* Committee concluded hearings on the nominations of Reynaldo P. Maduro, of Maryland, to be an Assistant Director of the ACTION Agency, Cathie A. Shattuck, of Colorado, to be a Member of the Equal Employment Opportunity Commission, and William J. Bennett, of North Carolina, to be Chairman of the National Endowment for the Humanities, after the nominees testified and answered questions in their own behalf.

## COMMITTEE BUDGET

*Committee on Labor and Human Resources:* On Monday, February 1, committee approved for reporting an original resolution (S. Res. 309) requesting $4,301,000 in operating expenses of the committee for 1982.

## CONGRESSIONAL FRANKING

*Committee on Rules and Administration:* Committee concluded oversight hearings on the implementation of the postal patron provisions on P.L. 97-69, strengthening and clarifying the Congressional franking law, after receiving testimony from Senator Stevens; Howard S. Liebengood, Sergeant at Arms, U.S. Senate; and Frank Curtis, Director, and Mick Cotton, Deputy Director, both of the U.S. Senate Service Department.

## DAVIS-BACON/SMALL BUSINESSES

*Committee on Small Business:* Subcommittee on Government Procurement held hearings on the impact of the Davis-Bacon Act on small businesses, focusing on the limitation set forth by the Act on certain small business construction contractors, receiving testimony from Frank Swain, Chief Counsel for Advocacy, Small Business Administration; C. H. Fields, American Farm Bureau, Mike Rousch, National Federation of Independent Businesses, and Daniel Mundy, AFL-CIO Building and Construction Trades Department, all of Washington, D.C.; Martha Fraundorf, Oregon State University, Corvalus; Robert Killion, Tulsa Electric Company, and Burr Kannady, Central Electric Company, both of Tulsa, Oklahoma; Dan Stefanoff, Seco Electric Company, Jenks, Oklahoma; Joseph Brown, Beach Build Corporation, Virginia Beach, Virginia; John Downey, Buildex Design Inc., Alexandria, Virginia; Elmer D. Holdway, Marsteller Corporation, Roanoke, Virginia; William Chapple, W. M. Chapple, Inc., Johnstown, Pennsylvania; Frank P. Griffo, Frank P. Griffo, Inc., Jacksonville, Florida, Charles George, G2S Construction, Inc., Merideth, New Hampshire; and Doug Cutchin, Sheridan Corporation, Fairfield, Maine.

Hearings were recessed subject to call.

## COMMITTEE BUDGET

*Select Committee on Intelligence:* On Monday, February 1, committee approved for reporting an original resolution (S. Res. 310) requesting $1,778,106 in operating expenses of the committee for 1982.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 26 public bills, H.R. 5403–5428; 3 private bills, H.R. 5429–5431; and 18 resolutions, H.J. Res. 393–399, H. Con. Res. 260–263, and H. Res. 331–340 were introduced.

Pages 586–588

**Private Calendar:** On the call of the Private Calendar, the House passed over without prejudice H.R. 1547 and H.R. 1352.

Page 543

**Justice Authorization Extension:** House passed H.R. 5379, to amend Public Law 97-76 to extend the period during which authorities provided under the Department of Justice Appropriation Authorization Act, Fiscal Year 1980, are continued in effect.

Agreed to an amendment that extends the authorities until June 1, 1982 rather than October 1, 1982.

Pages 549–551

**Presidential Messages:** Received and read the following messages from the President:

*U.S.-Bangladesh nuclear agreement:* Message transmitting the text of the proposed Agreement for Cooperation Between the United States of America and the People's Republic of Bangladesh Concerning Peaceful Uses of Nuclear Energy—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97–136); and

*Federal energy conservation programs:* Message transmitting the 1980 annual report on Federal energy conservation programs—referred to the Committee on Energy and Commerce.

Page 551

**Adjournment:** Met at noon and adjourned at 2 p.m.

## *Committee Meetings*

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies approved for full Committee action as amended H.J. Res. 390, making an urgent appropriations for the Environmental Protection Agency for the fiscal year ending September 30, 1982.

Prior to this action, the Subcommittee held a hearing on EPA Construction Grants. Testimony was heard from Members of Congress; Anne Gorsuch, Administrator, EPA; other departmental witnesses and public witnesses.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education approved for full Committee action the following measures: H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982; and H.J. Res. 392, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1982.

Prior to this action, the Subcommittee held a hearing on Grants to States for Unemployment Insurance and Employment Services; Advances to Unemployment Trust Fund; and Low Income Energy Assistance. Testimony was heard from Albert Angrisani, Assistant Secretary of Labor and Linda McMahon, Associate Commissioner, Office of Family Assistance, Department of Health and Human Services.

### TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, and General Government held a hearing on Impact of fiscal year 1982 Continuing Resolution on GSA and on U.S. Tax Court, Office of Personnel Management. Testimony was heard from Gerald P. Carmen, Administrator, GSA, Donald J. Devine, Director, Office of Personnel Management and Theodore Tannenwald, Chief Judge, U.S. Tax Court.

### SOVIET MILITARY CAPABILITIES AND TRENDS

*Committee on Armed Services:* On February 1, the Committee met in executive session to recieve a classified briefing on Soviet military capabilities and trends. The Committee was briefed by John T. Hughes, Deputy Director for Intelligence and External Affairs, Defense Intelligence Agency.

### STRATEGIC DEFENSE

*Committee on Armed Services:* Subcommittee on Investigations met in executive session to receive a classified briefing on the effects of electromagnetic pulse and their implications for strategic defense. The Subcommittee was briefed by Dr. William Carter, Technical Director, Harry Diamond Laboratory, Department of the Army.

### NUCLEAR AIRCRAFT CARRIER

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials approved for full Committee action H.R. 4977, to direct the President to name the next *Nimitz* class nuclear-powered aircraft carrier as the United States Ship *Hyman G. Rickover.*

Prior to this action, the Committee held a hearing on this legislation. Testimony was heard from Rear Adm. John D. H. Kane, Jr., Director of Naval History.

### OVERSIGHT

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs held an oversight hearing on emergency preparedness in the Washington Metropolitan area. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; Richard Page, General Manager, Washington Metropolitan Area Transit Authority; James Wilding, Director, Washington Airports, FAA, Department of Transportation; from the following officials of the Government of the District of Columbia: Maurice Turner, Chief of Police; Norman Richardson, Fire Chief; Thomas Downs, Director of Transportation and Richard Bottorff, Acting Director, Office of Emergency Preparedness; Lynn H. Herring, Chief, U.S. Park Police, Department of the Interior and from the following members of the National Transportation Safety Board: Francis H. McAdams and Patricia Goldman.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the impact of Federal budget cuts on local school budgets. Testimony was heard from public witnesses.

## STUDENT ASSISTANCE PROGRAMS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education continued oversight hearings on the current status and administration of Federal student assistance programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on H.R. 4326, Small Business Innovation Development Act. Testimony was heard from Senator Rudman; Representative Bedell; David Banta, Assistant Director, Health and Life Sciences, Office of Technology Assessment; and public witnesses.

## TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on H.R. 5158, Telecommunications Act of 1981. Testimony was heard from public witnesses.

## EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on Presidential Certification on El Salvador (Part I). Testimony was heard from Representative Bonker and Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs.

## U.S. POSTAL SERVICE

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on U.S. Postal Service's Government Revenue and Examination Branch. Testimony was heard from William Anderson, Director, General Government Division, GAO; James Finch, Senior Assistant Postmaster General for Finance, U.S. Postal Service; Maureen diNunzio, Director, Information and Regulations Staff, VA; Col. Lloyd L. Wyatt, Deputy Director of the Military Postal Service Agency, DOD; Richard Stephenson, Chief, Mail and Correspondence Management Branch, Office of Records and Information Management, National Archives and Records Service.

## VOLUNTARISM/ACTION AGENCY

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on Voluntarism/ACTION Agency. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and considered funding resolutions for the following Committees: House Administration; Armed Services; and Standards of Official Conduct.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action the following bills: H.R. 5014, to extend the life of the Gateway National Recreation Area Advisory Commission, which is presently due to expire October 27, 1982; S. 746, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina; H.R. 4750, as amended, to authorize a study for the establishment of the Franklin D. Roosevelt-Warm Springs Living Memorial in Warm Springs, Ga.; and S. 634, as amended, to authorize the exchange of certain lands in Idaho and Wyoming.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Brinkley and Bingham and Raymond M. Housley, Deputy Chief for the National Forest System, U.S. Forest Service, USDA.

## SCIENCE AND TECHNOLOGY BUDGET

*Committee on Science and Technology:* Continued hearings on U.S. Science and Technology Budget Under Stress. Testimony was heard from Representative Bedell and public witnesses.

Hearings continue tomorrow.

## COMMITTEE BUDGET

*Committee on Small Business:* Approved Committee budget request for 1982 and considered other pending business.

## VETERANS' EMPLOYMENT PROGRAMS

*Committee on Veterans' Affairs:* Subcommittee on Education, Training and Employment held a hearing on Department of Labor veterans' employment programs. Testimony was heard from William C. Plowden, Jr., Assistant Secretary of Labor for Veterans Employment; representatives of Veterans organizations and public witnesses.

## MEDICARE

*Committee on Ways and Means:* Subcommittee on Health held a hearing on medicare skilled nursing facility coverage and reimbursement. Testimony was heard from Patrice Feinstein, Associate Administrator for Policy, Health Care Financing Administration, Department of Health and Human Services and public witnesses.

## U.S. TRADE POLICY

*Committee on Ways and Means:* Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

On February 1, the Subcommittee continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

## TARIFF AUTHORITY

*Committee on Ways and Means:* Subcommittee on Trade approved for full Committee action as amended H.R. 4761, to extend for 2 additional years the residual authority to negotiate duties under the Trade Act of 1974.

## WILSON-TERPIL INVESTIGATION

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on Wilson-Terpil Investigation. Testimony was heard from the following officials of the CIA: William Casey, Director; Adm. B. R. Inman, Deputy Director; Charles Briggs, Inspector General and Stanley Sporkin, General Counsel.

Hearings continue tomorrow.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive resume of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through January 31, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 6 | [illegible] | |
| Time in session | [illegible] hrs. [illegible] | [illegible] hrs. [illegible] | |
| Congressional Record: | | | |
| Pages of proceedings | 234 | [illegible] | [illegible] |
| Extensions of Remarks | | | [illegible] |
| Public bills enacted into law | [illegible] | [illegible] | [illegible] |
| Private bills enacted into law | | | |
| Bills in conference | | | |
| Bills through conference | | | |
| Measures passed, total | [illegible] | [illegible] | [illegible] |
| Senate bills | | | |
| House bills | | | |
| Senate joint resolutions | | | |
| House joint resolutions | [illegible] | [illegible] | |
| Senate concurrent resolutions | [illegible] | | |
| House concurrent resolutions | [illegible] | [illegible] | |
| Simple resolutions | [illegible] | [illegible] | |
| Measures reported, total | *[illegible] | *[illegible] | [illegible] |
| Senate bills | [illegible] | | |
| House bills | | [illegible] | |
| Senate joint resolutions | [illegible] | | |
| House joint resolutions | | | |
| Senate concurrent resolutions | | | |
| House concurrent resolutions | | | |
| Simple resolutions | [illegible] | | |
| Special reports | | | |
| Conference reports | | | |
| Measures pending on calendar | [illegible] | [illegible] | |
| Measures introduced, total | [illegible] | [illegible] | [illegible] |
| Bills | [illegible] | [illegible] | |
| Joint resolutions | [illegible] | [illegible] | |
| Concurrent resolutions | [illegible] | [illegible] | |
| Simple resolutions | [illegible] | [illegible] | |
| Quorum calls | [illegible] | [illegible] | |
| Yea-and-nay votes | | | |
| Recorded votes | | | |
| Bills vetoed | | | |
| Vetoes overridden | | | |

* These figures include all measures reported, even if there was no accompanying report. A total of 3 reports have been filed in the Senate, a total of 4 have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through January 31, 1982

Army nominations, totaling [illegible], disposed of as follows:

| | |
|---|---|
| Unconfirmed | [illegible] |

Navy nominations, totaling [illegible] (including [illegible] carried over from the [illegible] session), disposed of as follows:

| | |
|---|---|
| Unconfirmed | [illegible] |

Air Force nominations, totaling [illegible] (including [illegible] carried over from the first session), disposed of as follows:

| | |
|---|---|
| Unconfirmed | [illegible] |

Civilian nominations, totaling [illegible] (including [illegible] carried over from the First session), disposed of as follows:

| | |
|---|---|
| Unconfirmed | [illegible] |
| Withdrawn | [illegible] |

| | |
|---|---|
| Total nominations received (including [illegible] carried over from the First session) | [illegible] |
| Total unconfirmed | [illegible] |
| Total withdrawn | [illegible] |

## *Wednesday, February 3, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 727–728*

**Bills Introduced:** Eight bills and two resolutions were introduced, as follows: S. 2054–2061 and S. Con. Res. 61–62.

Pages 727–728

**Broadcasting of Senate Chamber Proceedings:** Senate continued consideration of a motion to proceed to consider S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

Senate will vote on motion to proceed on Thursday, February 4.

Pages 728–746

**Nominations:** Senate received the following nominations:

James W. Winchester, of Mississippi, to be Associate Administrator of the National Oceanic and Atmospheric Administration.

Samuel K. Lessey, Jr., of New Hampshire, to be Inspector General of the U.S. Synthetic Fuels Corporation.

Robert W. Gambino, of Virginia, to be Deputy Inspector General of the U.S. Synthetic Fuels Corporation.

1 Army nomination in the rank of General.

1 Navy nomination in the rank of Admiral.

Routine list of Coast Guard nominations.

Pages 777–778

**Messages From the President:** Page 747

**Messages From the House:** Page 747

**Communications:** Page 747

**Statements on Introduced Bills:** Pages 748–762

**Amendments Submitted for Printing:** Page 764

**Committee Authority to Meet:** Page 765

**Additional Statements:** Pages 765–777

**Nominations:** Pages 777–778

**Quorum Call:** One quorum call was taken today. (Total–1)

Page 738

**Recess:** Senate convened at 11 a.m., and recessed at 3:51 p.m., until 10 a.m., on Thursday, February 4, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 777.)

## *Committee Meetings*

### AGRICULTURAL EMBARGOES

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Foreign Agricultural Policy held hearings to evaluate the economic impact of previous agricultural embargoes, and to discuss the U.S. market-oriented international grain trade policy, receiving testimony from Michael Cook, FAR-MAR-CO, Kansas City, Missouri; Robert Paarlberg, Wellesley College, Wellesley Massachusetts; G. Edward Schuh, University of Minnesota, and Russell Schwandt, Minnesota Agri-Growth Council, both of Minneapolis; Wayne Nelson, Winner, South Dakota, on behalf of the National Association of Wheat Growers; William R. Mullins, Shabbona, Illinois, on behalf of the National Corn Growers Association; Charles Hamon, Valley Falls, Kansas, on behalf of the American Soybean Association; and John Finlayson, National Grain & Feed Association/North American Export Grain Association, Washington, D.C.

Hearings continue on Friday, February 5.

### HEALTH PROGRAMS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held oversight hearings on newly authorized programs for the Adolescent Family Life Program, Tuberculosis Control Program, Preventive Medicine Residencies, Special Health Professions Initiatives, and emergency funding for the Office of the Assistant Secretary for Health, Department of Health and Human Services, receiving testimony from Senator Denton; and Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services, who was accompanied by several of his associates.

Subcommittee recessed subject to call.

### COSTAL BARRIER RESOURCES

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded hearings on S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, after receiving testimony from Ric Davidge, Special Assistant to the Assistant Secretary of the Interior for Fish and Wildlife and Parks; Neil L. Frank, Director, National Hurricane Center, National Weather Service, National Oceanic and Atmospheric Administration, Department of Commerce; Eric R. Jankel, Narragansett Bay Water Quality Management District Commission, Providence, Rhode Island, on behalf of the American Planning Association; Gerald Bordelon, Louisiana Coastal Commission, Lockport; Michael Hightower, Texas General Land Office, Austin; Sharron Stewart, National Advisory Committee on Oceans and Atmosphere, Washington, D.C.; Arthur Rocque, Coastal States Organization, Hartford, Connecticut; and Sherwood Gagliano, Coastal Environment, Inc., Baton Rouge, Louisiana.

### LABOR MANAGEMENT CORRUPTION

*Committee on Labor and Human Resources:* Subcommittee on Labor concluded hearings on S. 1785, increasing the penalties for violations of the Taft-Hartley Act, requiring immediate removal of certain individuals convicted of crimes relating to his official position, broadening the definition of the types of positions an individual is barred from upon conviction, increasing the time of disbarment from 5 to 10 years, escrowing a convicted official's salary for the duration of his appeal, and clarifying the jurisdiction of the Department of Labor relating to detection and investigating criminal violations relating to ERISA, after receiving testimony from D. Lowell Jensen, Assistant Attorney General, and David Margolis, Chief, Organized Crime and Racketeering Section, both of the Criminal Division, Department of Justice; and T. Timothy Ryan, Solicitor, Department of Labor.

Subcommittee will begin markup of S. 1785, listed above, on Tuesday, February 9.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 25 public bills, H.R. 5432–5456, and 13 resolutions, H.J. Res. 400 and 401, H. Con. Res. 264–266, and H. Res. 341–348 were introduced.

**Pages 796–797**

**General James L. Dozier:** House agreed to H. Con. Res. 260, expressing the sense of the Congress regarding the successful rescue of Brigadier General James L. Dozier.

Agreed to a committee amendment.

**Pages 782–785**

**Adjournment:** Met at 3 p.m. and adjourned at 4:02 p.m.

## *Committee Meetings*

### TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, and General Government held a hearing on impact of fiscal year 1982 Continuing Resolution on Department of the Treasury and on Office of Management and Budget. Testimony was heard from Tim McNamar, Deputy Secretary of the Treasury, and Edwin Harper, Deputy Director, Office of Management and Budget.

### DEFENSE POSTURE REVIEW

*Committee on Armed Services:* Met in executive session to hold a hearing to receive the annual Defense posture review and discuss the Defense authorization request for fiscal year 1983. Testimony was heard from Caspar W. Weinberger, Secretary of Defense, and Gen. David C. Jones, USAF, Chairman, Joint Chiefs of Staff.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education and the Subcommittee on Elementary, Secondary and Vocational Education held a joint oversight hearing on the phasing out of assistance to college students under the Social Security program, and its impact on other student aid programs. Testimony was heard from Representatives Solomon, Williams of Montana and Volkmer; from the following officials of the Social Security Administration, Department of Health and Human Services: Sandy Crank, Associate Commissioner, Nelson Sabatini, Executive Assistant to the Commissioner, and Elliot Kirschbaum, Deputy Associate Commissioner and public witnesses.

### PENSION REFORM

*Committee on Education and Labor:* Subcommittee on Labor-Management Relations held a hearing on H.R. 4928, Employee Benefit Administration Act of 1981 and H.R. 4929, Public Employee Retirement Income Security Act of 1981. Testimony was heard from public witnesses.

Hearings continue February 8.

### FEDERAL EMPLOYEES' COMPENSATION ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Labor Standards concluded hearings on legislation to amend the Federal Employees' Compensation Act. Testimony was heard from Thomas F. McBride, Inspector General, Department of Labor; Robert Smith, Director, Office of Personnel and Training, Department of Transportation; Nancy L. George, Assistant Postmaster General, Employee Relations Department, U.S. Postal Service; Michael Rudd, Assistant Deputy Administrator for Personnel and Labor Relations, VA, and public witnesses.

### STUDENT ASSISTANCE PROGRAMS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education continued oversight hearings on the current status and administration of Federal student assistance programs. Testimony was heard from Gregory Ahart, Director, Human Resources Division, GAO and public witnesses.

Hearings continue tomorrow.

## HUMAN RIGHTS MEASURES

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: H. Res. 200, expressing the sense of the House of Representatives with respect to the unjust imprisonment of Benedict Scott (Vytautas Skuodis) by the Government of the Soviet Union; H. Con. Res. 205, as amended, expressing the sense of the Congress with respect to violations of human rights by the Soviet Union in the Ukraine; H. Con. Res. 218, expressing the sense of the Congress with respect to the imprisonment and treatment by the Government of the Soviet Union of Mart Niklus; H.J. Res. 230, imploring the Union of Soviet Socialist Republics to allow Dr. Semyon Gluzman and his family to emigrate to Israel; and H.J. Res. 373, as amended, expressing the sense of Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate, and that these matters should be among the issues raised at the 38th meeting of the United Nations Commission on Human Rights at Geneva in February 1982.

## VOLUNTARISM/ACTION AGENCY

*Committee on Government Operations:* Subcommittee on Manpower and Housing continued hearings on Voluntarism/ACTION Agency. Testimony was heard from Thomas Pauken, Director, ACTION Agency and public witnesses.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met and considered pending business.

## COMMITTEE BUDGET

*Committee on Interior and Insular Affairs:* Approved Committee budget request for 1982.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended the following bills: H.R. 4491, to exempt the U.S. Capitol Historical Society from certain taxes and H.R. 2329, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma.

The Subcommittee also acted on private claims bills.

## EXTRADITION ACT

*Committee on the Judiciary:* Subcommittee on Crime continued hearings on H.R. 5227, Extradition Act of 1981, and existing extradition laws. Testimony was heard from public witnesses.

## OVERSIGHT-AT&T SETTLEMENT AND THE IBM DISMISSAL

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on AT&T Settlement and the IBM Dismissal. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## FLEXIBLE WORK SCHEDULES

*Committee on Post Office and Civil Service:* Subcommittee on Human resources held a hearing on flexible work schedules for Federal employees. Testimony was heard from James Morrison, Associate Director for Compensation, Office of Personnel Management; Clifford Gould, Director, Federal Personnel and Compensation Division, GAO, and public witnesses.

## SCIENCE AND TECHNOLOGY BUDGET

*Committee on Science and Technology:* Continued hearings on U.S. Science and Technology Budget Under Stress. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## COMMITTEE BUDGET

*Select Committee on Aging:* Approved Committee budget request for 1982 and other pending business.

## HYPOTHERMIA

*Select Committee on Aging:* Subcommittee on Health and Long Term Care and the Subcommittee on Human Services held a joint hearing on the preventable tragedy of hypothermia. Testimony was heard from Dr. Thomas D. Potter, Director, Environmental Data and Information Services, NOAA, Department of Commerce and public services.

## WILSON-TERPIL INVESTIGATION

*Permanent Select Committee on Intelligence:* Met in executive session to continue hearings on Wilson-Terpil Investigation. Testimony was heard from Adm. B. R. Inman, Deputy Director, CIA.

Hearings continue tomorrow.

# *Joint Meeting*

## ECONOMIC STATUS OF WOMEN

*Joint Economic Committee:* Committee resumed hearings in preparation of its forthcoming annual report, focusing on the economic status of women, receiving testimony from Senator Kassebaum; Representative Schroeder; Ray Marshall, University of Texas, Austin, and former Secretary of Labor; Barbara Bergmann, University of Maryland, College Park; and Nancy Barrett, American University, and Eileen Stein, both of Washington, D.C.

Hearings were recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, February 4, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 853–920*

**Bills Introduced:** Ten bills and two resolutions were introduced, as follows: S. 2062–2071, S. Con. Res. 63, and S. Res. 313.

Pages 893–894

**Department of Justice Authorizations, 1982:** Senate resumed consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with a committee amendment, agreeing to an amendment proposed thereto, as follows:

By 58 yeas to 38 nays, Helms Amendment No. 69, as amended, prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of the courts to impose injunctive relief involving the transportation of students.

Page 863

A cloture motion was filed to bring to a close further debate on S. 951, with a vote to occur thereon one hour after Senate returns to consideration of the bill.

Page 864

Pages 864–887

**Broadcasting of Senate Chamber Proceedings:** By 92 yeas to 3 nays, Senate agreed to a motion to proceed to the consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

Page 886

**Confirmation:** Senate confirmed the nomination of Powell Allen Moore, of Georgia, to be an Assistant Secretary of State.

Page 920

**Nominations:** Senate received the following nominations:

John R. Van de Water, of California, to be a Member of the National Labor Relations Board.

George S. Roukis, of New York, to be a Member of the National Mediation Board.

Frederic V. Malek, of Virginia, to be a Governor of the U.S. Postal Service.

Henry R. Folsom, of Delaware, to be a Commissioner of the Postal Rate Commission.

Basil S. Baker, to be U.S. Marshal for the Southern District of Texas.

Clarence M. Pendleton, Jr., of California, and Mary Louise Smith, of Iowa, each to be a Member of the Commission on Civil Rights.

Page 920

**Message From the President:** Senate received a message from the President of the United States, transmitting the Tenth Annual Report on the Administration of the Federal Railroad Safety Act of 1980 (45 U.S.C. 421 et seq.), covering calendar year 1980; which was referred to the Committee on Commerce, Science, and Transportation (PM–108).

Page 891

**Messages From the President:** Page 891

**Measures Ordered Held at Desk:** Page 891

**Communications:** Pages 891–892

**Statements on Introduced Bills:** Pages 893–902

**Amendments Submitted for Printing:** Page 906

**Notices of Hearings:** Pages 906–907

**Additional Statements:** Pages 906–919

**Nominations:** Page 920

**Confirmations:** Page 920

**Record Votes:** Two record votes were taken today. (Total–3)

Pages 886–887

**Recess:** Senate convened at 10 a.m., and recessed at 3:03 p.m., until 11 a.m., on Monday, February 8, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 920.)

## *Committee Meetings*

### ARMY HELICOPTER PROGRAM

*Committee on Armed Services:* Subcommittee on Tactical Warfare held open and closed hearings on the cost growth in the Army's AH–64 attack helicopter program, receiving testimony from James R. Ambrose, Under Secretary of the Army, General John W. Vessey, Vice Chief of Army Staff, Lieutenant General James H. Merryman, Deputy Chief of Army Staff for Research, Development and Acquisition, and Major General Edward M. Browne, Program Manager, AH–64 Attack Helicopter Program.

Hearings were recessed subject to call.

### COMMERCIAL BANK HOLDING COMPANIES/SECURITIES ACTIVITIES

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities held hearings on S. 1720, authorizing bank holding companies to establish securities affiliates which could underwrite municipal revenue bonds and operate, advise and sell shares in mutual funds, receiving testimony from Donald T. Regan, Secretary of the Treasury; John S. R. Shad, Chairman, Securities and Exchange Commission; and J. Charles Partee, Governor, Board of Governors, Federal Reserve System

Hearings continue on Tuesday, February 9.

### AT&T PROPOSED SETTLEMENT

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the proposed divestiture of American Telephone & Telegraph, after receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

### INTERNATIONAL ENERGY PROGRAM

*Committee on Energy and Natural Resources:* Committee concluded hearings on S. 1937, extending until June 30, 1985, the expiration date of section 252, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, of the Energy Policy and Conservation Act, after receiving testimony from Henry E. Thomas, Assistant Secretary of Energy for International Affairs; Ernest B. Johnston, Jr., Deputy Assistant Secretary of State for Economic and Business Affairs; and Ronald G. Carr, Deputy Assistant Attorney General, Antitrust Division, Department of Justice.

### INTELLIGENCE BRIEFING

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on worldwide intelligence matters, receiving testimony from William J. Casey, Director, Central Intelligence Agency.

Committee recessed subject to call.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Lawrence S. Eagleburger, of Florida, to be Under Secretary of State for Political Affairs, after the nominee testified and answered questions in his own behalf.

### NEW FEDERALISM

*Committee on Governmental Affairs:* Committee held hearings to review the President's proposals on New Federalism, proposing to realign and clarify the responsibilities of the States and Federal Government in order to reduce or eliminate the overlapping of programs and authorities, receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Hearings were recessed subject to call.

### FBI

*Committee on the Judiciary:* Subcommittee on Security and Terrorism held oversight hearings on the activities of the Federal Bureau of Investigation, Department of Justice, receiving testimony from its Director, William H. Webster.

Closed hearings continue on Thursday, February 11.

### VOTING RIGHTS ACT

*Committee on the Judiciary:* Subcommittee on the Constitution resumed hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Senator Hayakawa; Representative Sensenbrenner; Texas Governor William P. Clements, Jr., Austin; Rolando Rios, South West Voters Project, San Antonio, Texas; E. Freeman Leverett, Elberton, Georgia; Norman Dorsen, New York University, New York City; and Joseph Rauh, Leadership Conference on Civil Rights, Washington, D.C.

Hearings continue on Thursday, February 11.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements.

Committee will meet again on Wednesday, February 10.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 9 public bills, H.R. 5457–5465; 3 private bills, H.R. 5466–5468; and 2 resolutions, H. Con. Res. 267, and H. Res. 349 were introduced.

**Page 851**

**Reports Filed:** Reports were filed as follows:

H.J. Res. 389, Urgent Commodity Credit Corporation Supplemental Appropriation (H. Rept. 97–424);

H.J. Res. 391, Urgent Supplemental Appropriation for Labor Department (unemployment) (H. Rept. 97–425);

H.J. Res. 392, Urgent Supplemental Appropriation for HHS (low income energy assistance); H. Rept. 97–426 and

H.J. Res. 390, EPA Construction Grants Urgent Appropriation, amended (H. Rept. 97–427).

**Page 851**

**Supplemental Appropriations:** Agreed that it be in order to consider tomorrow or any day thereafter, the following joint resolutions making supplemental appropriations: H.J. Res. 389, Commodity Credit Corporation; H.J. Res. 390, EPA Construction Grants; H.J. Res. 391, Department of Labor Unemployment; and H.J. Res. 392, Department of

Health and Human Services Low Income Energy Assistance.

Subsequently, the Committee on Appropriations received permission to have until midnight tonight to file reports on the foregoing joint resolutions.

Pages 843-846

**Presidential Message—Railroad Safety:** Received and read a message from the President wherein he transmits the 1980 annual report on the administration of the Federal Railroad Safety Act—referred to the Committee on Energy and Commerce.

Page 846

**Adjournment:** Met at 11 a.m. and adjourned at 11:50 a.m.

## *Committee Meetings*

### AGRICULTURE CREDIT CONDITIONS

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development held a hearing to review current agricultural credit conditions; and on legislation to set authorized lending ceilings for Farmers Home Administration farm and rural developments credit programs. Testimony was heard from Representatives Hatcher and Stangeland; departmental and public witnesses.

Hearings continue February 9.

### FIFRA

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on H.R. 5203, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1981. Testimony was heard from departmental and public witnesses.

### SUPPLEMENTAL APPROPRIATIONS

*Committee on Appropriations:* Ordered reported with the following measures: H.J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture; H.J. Res. 390, making an urgent appropriation for the Environmental Protection Agency for the fiscal year ending September 30, 1982; H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982; and H.J. Res. 392, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1982.

### DOD BUDGET

*Committee on Armed Services:* Continued hearings on Defense Budget request for fiscal year 1983, with emphasis on CBO projects of economic indicators for the current year. Testimony was heard from Alice M. Rivlin, Director, CBO.

Hearings continue February 8.

### REVISED SECOND BUDGET RESOLUTION

*Committee on the Budget:* Met to consider but took action on a revised Second Budget Resolution and certification of current levels.

### STUDENT ASSISTANCE PROGRAMS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education concluded oversight hearings on the current status and administration of Federal student assistance programs. Testimony was heard from public witnesses.

### CHILDHOOD IMMUNIZATIONS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on childhood immunizations. Testimony was heard from public witnesses.

### MOTOR VEHICLE THEFT LAW ENFORCEMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on H.R. 4325, Motor Vehicle Theft Law Enforcement Act of 1981. Testimony was heard from Representative Green; Diane Steed, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; Roger Olsen, Deputy Assistant Attorney General, Criminal Division, Department of Justice and public witnesses.

### COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and considered funding resolutions for the following Committees: Interior and Insular Affairs; Public Works and Transportation; Education and Labor; and Science and Technology.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining continued oversight hearings on "The Decline of the Domestic Mineral Processing Industries: How Do We Reverse the Trend?" Testimony was heard from Robert Dale Wilson, Director, Office of Strategic Resources, Department of Commerce; Paul K. Krueger, Assistant Associate Director for Resources Preparedness, Federal Emergency Management Agency and public witnesses.

### OVERSIGHT—NATIONAL PARK SYSTEM

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on the current state of the National Park System. Testimony was heard from Representatives Waxman, Miller of California, Lantos and Courter and public witnesses.

Hearings continue tomorrow.

### FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from public witnesses.

### OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the dismissal of a U.S. Parole Commissioner. Testimony was heard from Oliver J. Keller, Commissioner, U.S. Parole Commission, Department of Justice and a public witness.

### OVERSIGHT—AT&T SETTLEMENT AND THE IBM DISMISSAL

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law concluded oversight hearings on AT&T Settlement and the IBM Dismissal. Testimony was heard from public witnesses.

### NATIONAL OCEAN POLLUTION PLANNING ACT; GREAT LAKES PROTECTION ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography held a hearing on reauthorization of the National Ocean Pollution Planning Act and H.R. 3600, Great Lakes Protection Act of 1981. Testimony was heard from Martin Belsky, Assistant Administrator for Policy and Planning, NOAA, Department of Commerce and public witnesses.

### PAYROLL DEDUCTIONS

*Committee on Post Office and Civil Service:* Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4703, to amend section 3620 of the revised statutes with respect to payroll deductions for Federal employees. Testimony was heard from William E. Douglas, Commissioner, Government Financial Operations, Department of the Treasury and public witnesses.

### POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue February 9.

### SCIENCE AND TECHNOLOGY BUDGET

*Committee on Science and Technology:* Continued hearings on U.S. Science and Technology Budget Under Stress. Testimony was heard from public witnesses.

### PATENT TERM EXTENSION AND PHARMACEUTICAL INNOVATION

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Patent Term Extension and Pharmaceutical Innovation. Testimony was heard from the following officials of the Office of Technology Assessment: Norm Balmer, Project Director, Patent Term Extension Project and Donna Valtri, Assistant Project Director, Patent Term Extension Project; from the following officials of the Department of Health and Human Services: Dr. Arthur Hull Hayes, Jr., Commissioner, FDA and Robert Helms, Deputy Assistant Secretary for Planning and Evaluation/Health and public witnesses.

### RACIALLY DISCRIMINATORY PRIVATE SCHOOLS

*Committee on Ways and Means:* Held a hearing on the Administration's policy regarding the tax status of racially discriminatory private schools. Testimony was heard from the following officials of the Department of Justice: Edward Schmults, Deputy Attorney General and Lawrence Reynolds, Assistant Attorney General, Civil Rights Division; from the following officials of the Department of the Treasury: R. T. McNamar, Deputy Secretary and Peter Wallison, General Counsel; Roscoe L. Egger, Commissioner, IRS and Kenneth Gideon, Chief Counsel, IRS and public witnesses.

### WILSON-TERPIL INVESTIGATION

*Permanent Select Committee on Intelligence:* Met in executive session to continue hearings on Wilson-Terpil Investigation. Testimony was heard from the following officials of the Department of the Army: Brig. Gen. William E. Odom, Assistant Chief of Staff for Intelligence and Lt. Col. Gary Brosch, Office of the Assistant Chief of Staff for Intelligence; and from the following officials of the FBI, Department of Justice: Charles Monroe, Assistant Director, Criminal Division and James F. Price, Assistant Section Chief, Terrorism Program, Criminal Division.

## *Joint Meeting*

### STANDBY PETROLEUM ALLOCATION

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage.

# *Monday, February 8, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 979–1043*

**Bills Introduced:** Eight bills and four resolutions were introduced, as follows: S. 2072–2079, S.J. Res. 143, S. Con. Res. 64, and S. Res. 314–315.

Page 1020

**Bills Reported:** Reports were made as follows:

S.J. Res. 95, authorizing the construction of the Franklin D. Roosevelt Memorial in the District of Columbia (S. Rept. No. 97–311).

Page 1020

**Measures Passed:**

*Tribute to Dr. Arthur M. Bueche:* Senate agreed to S. Res. 314, commemorating the life and accomplishments of Dr. Arthur M. Bueche.

Pages 1000–1001

*Intervention of Senate Legal Counsel:* Senate agreed to S. Res. 315, directing Senate Legal Counsel to intervene in *Consumer Energy Council of America, Inc., et al. v. Federal Energy Regulatory Commission, et al.*, Nos. 80-2184, 80–2313, before the U.S. Court of Appeals for the District of Columbia Circuit.

Pages 1001–1002

*Expenditures by the Committee on Labor and Human Resources:* Committee on Rules and Administration was discharged from the further consideration of S. Res. 283, increasing the limitation on expenditures by the Committee on Labor and Human Resources for the procurement of consultants, and the measure was agreed to.

Page 1003

*Tribute to Roger Williams:* Senate agreed to S. Con. Res. 64, authorizing the Zeta Beta Tau fraternity to conduct a reception in the rotunda of the Capitol on March 31, 1982, to honor Roger Williams for his contribution to religious toleration and freedom in the United States.

Page 1003

*Expenditures Authorization:* Senate agreed to S. Res. 289, authorizing funds for operating expenses of the Committee on Rules and Administration.

Page 1003

*Election Law Guidebook:* Senate agreed to S. Res. 290, authorizing the printing of a revised edition of the "Senate Election Law Guidebook" as a Senate document.

Pages 1003–1004

*Anniversary of Birth of George Washington:* Senate passed S.J. Res. 130, designating February 22, 1982, the 250th anniversary of the birth of George Washington, a "Day of National Celebration."

Page 1004

*National Crime Prevention Week:* Senate passed S.J. Res. 141, designating the week of February 7 through 13, 1982, as "National Crime Prevention Week."

Page 1004

*National Circle K Week:* Senate agreed to S. Res. 253, proclaiming the week of February 7 through 13, 1982, as "National Circle K Week."

Pages 1004–1005

**Broadcasting of Senate Chamber Proceedings:** Senate continued consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

Pages 985–999

**Vice Presidential Appointments:** The Chair, on behalf of the Vice President appointed Senators Stevens (as Chairman), and Zorinsky to the Canada-United States Interparliamentary Union for 1982.

Page 1001

**Confirmations:** Senate confirmed the following nominations:

Robert H. Bork, to be U.S. Circuit Judge for the District of Columbia Circuit.

Michael S. Kanne, to be U.S. District Judge for the Northern District of Indiana.

James T. Moody, to be U.S. District Judge for the Northern District of Indiana.

William F. Weld, to be U.S. Attorney for the District of Massachusetts.

Lamond R. Mills, to be U.S. Attorney for the District of Nevada.

Stephen S. Trott, to be U.S. Attorney for the Central District of California.

Thomas A. O'Hara, Jr., to be U.S. Marshal for the District of Nebraska.

George L. McBane, to be U.S. Marshal for the Middle District of North Carolina.

Stuart E. Earnest, to be U.S. Marshal for the Western District of Oklahoma.

William J. Jonas, Jr., to be U.S. Marshal for the Western District of Texas.

Eugene H. Davis, to be U.S. Marshal for the District of Utah.

Edward W. Ray, of California, to be a Commissioner of the Copyright Royalty Tribunal.

Alan C. Nelson, of California, to be Commissioner of Immigration and Naturalization.

Walter J. Stoessel, Jr., of the District of Columbia, to be Deputy Secretary of State.

John R. Bolton, of Virginia, to be an Assistant Administrator of the Agency for International Development.

William J. Bennett, of North Carolina, to be Chairman of the National Endowment for the Humanities.

Routine list of Foreign Service nominations.

Page 1117

**Nominations:** Senate received the following nominations:

Tony E. Gallegos, of California, to be a Member of the Equal Employment Opportunity Commission.

F. Keith Adkinson, of West Virginia, to be a Federal Trade Commissioner.

Routine list of Army nominations. Pages 1042-1117

**Presidential Messages:**

On Friday, February 5, Senate received a message from the President transmitting the budget of the United States for fiscal year 1983, which was referred jointly to the Committees on Appropriations and the Budget. (PM-109)

Pages 1013-1019

Senate today received a message from the President reporting twenty-two rescission proposals, seven deferrals previously reported, and fourteen new deferrals of fiscal year 1982 funds, which was referred to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Commerce, Science and Transportation, Labor and Human Resources, Energy and Natural Resources, Banking, Housing, and Urban Affairs, Environment and Public Works, Armed Services, Judiciary, and Small Business. (PM-110)

Page 1019

**Messages From the President:** Page 1013

**Messages From the House:** Page 1020

**Measures Referred:** Page 1013

**Statements on Introduced Bills:** Pages 1020-1031

**Amendments Submitted for Printing:** Page 1033

**Notices of Motions To Amend Rules:** Pages 1033-1034

**Notices of Hearings:** Page 1034

**Committee Authority To Meet:** Page 1034

**Additional Statements:** Pages 1034-1042

**Nominations:** Pages 1042-1117

**Confirmations:** Page 1117

**Quorum Call:** One quorum call was taken today. (Total—4)

Pages 984-985

**Recess:** Senate convened at 11 a.m., and recessed at 4:37 p.m., until 11 a.m., on Tuesday, February 9, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 1042.)

# *Committee Meetings*

## AGRICULTURAL EMBARGOES

*Committee on Agriculture, Nutrition, and Forestry:* On Friday, February 5, Subcommittee on Foreign Agricultural Policy concluded hearings to evaluate the economic impact on previous agricultural embargoes, and to discuss the U.S. market-oriented international grain trade policy, after receiving testimony from John R. Block, Secretary of Agriculture.

## DOD BUDGET

*Committee on Armed Services:* Committee resumed hearings to review the proposed budget request of the Department of Defense for fiscal year 1983, receiving testimony from Frank C. Carlucci III, Deputy Secretary of Defense; Jack R. Borsting, Assistant Secretary of Defense, (Comptroller); David Chu, Director, Program Analysis and Evaluation, Office of the Secretary of Defense; and Joseph H. Sherick, Assistant to the Secretary of Defense for Review and Oversight.

Hearings continue tomorrow.

## CBO

*Committee on the Budget:* On Friday, February 5, committee held oversight hearings on the conduct by the Congressional Budget Office of its functions and duties, receiving testimony from its Director, Alice M. Rivlin.

Committee recessed subject to call.

## PROTECTION ISLAND/CONSERVATION PROGRAMS

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded hearings on S. 327 and H.R. 1486, bills authorizing funds for the establishment of the Protection Island National Wildlife Refuge in Jefferson County, Washington, after receiving testimony from Senator Jackson; Representative Bonker; Robert A. Jantzen, Director, U.S. Fish and Wildlife Service, Department of the Interior; Philip T. Vorvick, Protection Island Property Owners Association, and Lorna Cafpion, Protection Island Preservation Association, both of Seattle, Washington; and Eleanor Stopps, on behalf of Save Protection Island/Admiralty Audubon Society, Port Townsend, Washington; and

Subcommittee also concluded hearings on H.R. 1952, authorizing funds for fiscal years 1982, 1983, and 1984 for certain conservation programs on military reservations and public lands, after receiving testimony from Mr. Jantzen; Max Peterson, Chief, National Forest Service, Department of Agriculture; and Wes Hayden, International Association of Fish and Wildlife Agencies, Washington, D.C.

## CLEAN WATER ACT

*Committee on Environment and Public Works:* On Friday, February 5, Subcommittee on Environmental Pollution held oversight hearings on the implementation of the Clean Water Act (Public Law 96–483), receiving testimony from John Hernandez, Deputy Administrator, Paul Cahill, Director, Office of Federal Activities, Steve Schatzow, Director, Water Regulations and Standards, and Bruce R. Barrett, Acting Assistant Administrator for Water, all of the Environmental Protection Agency.

Hearings were recessed subject to call.

## THRIFT PARTNERSHIPS

*Committee on Finance:* On Friday, February 5, Subcommittee on Taxation and Debt Management concluded joint hearings with the Committee on Banking, Housing, and Urban Affairs Subcommittee on Housing and Urban Affairs on S. 1828, providing for special tax treatment of partnerships between thrift institutions and others, after receiving testimony from William McKee, Tax Legislative Counsel, Department of the Treasury; William T. Rule II, Coopers and Lybrand, Washington, D.C., on behalf of the Securities Group; Robert McKinney, First Federal Savings and Loan, Indianapolis, Indiana, and former Chairman, Federal Home Loan Bank Board; Linda Tsao Yang, California Savings and Loan Commissioner, Los Angeles; Stuart Root, Bowery Savings Bank, New York City; and William B. O'Connell, U.S. League of Savings Associations, Washington, D.C.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Michael H. Armacost, of Maryland, to be Ambassador to the Philippines, Fred J. Eckert, of New York, to be Ambassador to Fiji, and to serve concurrently as Ambassador to the Republic of Kiribati, Ambassador to the Kingdom of Tonga and Ambassador to Tuvalu, and Fred M. Zeder, II, of Hawaii, for the rank of Ambassador during the tenure of his service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands, after the nominees testified and answered questions in their own behalf. Mr. Eckert was introduced by Representative Conable, and Mr. Zeder was introduced by Senator Tower.

Committee will consider the above nominations on tomorrow.

## EL SALVADOR MILITARY AID

*Committee on Foreign Relations:* Committee held hearings on the President's January 28, 1982, certification concerning military aid to El Salvador, receiving testimony from Thomas O. Enders, Assistant Secretary of State for InterAmerican Affairs; Elliott Abrams, Assistant Secretary of State for Human Rights and Humanitarian Affairs; William C. Doherty Jr., American Institution for Free Labor and Development (AFL–CIO), Morton Halperin, American Civil Liberties Union, and Heather Foote, Office on Latin America, all of Washington, D.C.; and Angier Biddle Duke, Citizens Committee on the El Salvador Crisis, New York City.

Hearings were recessed subject to call.

## VENEZUELA ARMS

*Committee on Foreign Relations:* On Friday, February 5, Committee held hearings on the Venezuela arms sales proposal, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; Archelaus R. Turrentine, Acting Assistant Director, Bureau of Nuclear and Weapons Control, Arms Control and Disarmament Agency; Brig. General Henry J. Sechler, Director, International Programs Deputy Chief of Air Force Staff for Programs and Resources; and Noel C. Koch, Principal Deputy Assistant Secretary of Defense for International Security Affairs.

Hearings were recessed subject to call.

## GUN CONTROL

*Committee on the Judiciary:* Committee resumed hearings on S. 1030, revising certain provisions of the Gun Control Act (Public Law 90–618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences of Federal felonies committed with firearm or destructive devices, receiving testimony from Kayne Robinson, Des Moines Police Department, Des Moines, Iowa; David T. Hardy, Partner, Sando & Hardy, Tucson, Arizona; and Ferris E. Lucas, National Sheriffs Association, Washington, D.C.

Hearings were recessed subject to call.

## OTA

*Committee on Rules and Administration:* Committee concluded oversight hearings on activities of Congressional support agencies, focusing on the Office of Technology Assessment, after receiving testimony from Senator Stevens, Chairman, Representative Udall, Vice Chairman, and Representative George E. Brown, Jr., member, all of the Technology Assessment Board; John H. Gibbons, Director, Office of Technology Assessment; Frederick C. Robbins, President, Institute of Medicine, National Academy of Sciences; and John B. Slaughter, Director, National Science Foundation.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 13 public bills, H.R. 5469–5481; 1 private bill, H.R. 5482; and 7 resolutions, H.J. Res. 402 and 403, and H. Res. 350–354 were introduced.

Pages 977–978

**Report Filed:** Reports were filed as follows:

H. Res. 355, providing for the consideration of H.J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture, and H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982 (H. Rept. 97–428); and

H. Res. 356, providing for the consideration of H.J. Res. 392, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1982 (H. Rept. 97–429).

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 938

**Presidential Messages:** Read the following messages from the President:

*Rescissions and deferrals:* Message transmitting twenty-two rescission proposals of fiscal year 1982 funds totalling $10,655 million affecting International Development Assistance programs, and programs in the Departments of Agriculture, Commerce, Education, Energy, Housing and Urban Development, Labor and Transportation, and the Institute of Museum Services; and revisions to seven deferrals previously reported, increasing the deferred amount by $768 million, and fourteen new deferrals of funds totalling $2,334 million affecting International Security Assistance programs, and programs in the Departments of Agriculture, Commerce, Defense, Energy, Interior, Justice, Labor, State, and Transportation, the District of Columbia, the Pennsylvania Avenue Development Corporation, the Small Business Administration, and the United States Railway Association—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–140); and

*1983 Budget:* Message transmitting the Budget of the United States Government for Fiscal Year 1983—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–124).

Pages 950–957

**Late Reports:** Committee on Rules received permission to have until midnight tonight to file certain privileged reports; and

Committee on the Judiciary received permission to file during the district work period commencing on February 11 a report on H.R. 746, to amend the Administrative Procedure Act to make regulations more cost effective, to insure periodic review of old rules, to improve regulatory planning and management, to eliminate needless formality and delay, and to enhance public participation in the regulatory process.

Page 956

**Adjournment:** Met at noon and adjourned at 1:40 p.m.

## *Committee Meetings*

### DOD BUDGET

*Committee on Armed Services:* Continued hearings on Defense Budget request for fiscal year 1983. Testimony was heard from John Lehman, Secretary of the Navy; Adm. Thomas B. Hayward, Chief of Naval Operations; Gen. Robert H. Barrow, Commandant of the Marine Corps; John O. Marsh, Jr., Secretary of the Army and Gen. Edward C. Meyer, Chief of Staff of the Army.

Hearings continue tomorrow.

### PENSION REFORM

*Committee on Education and Labor:* Subcommittee on Labor-Management Relations concluded hearings on H.R. 4928, Employee Benefit Administration Act of 1981, and H.R. 4929, Public Employee Retirement Income Security Act of 1981. Testimony was heard from the following officials of the Office of Management and Budget, New York City: Bernard Rosen, Associate Director and Leonard Zinnanti, Deputy Assistant Director and public witnesses.

### CORPORATE DISCLOSURES

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on the administration of the federal securities laws and the regulations thereunder concerning corporate disclosures. Testimony was heard from the following officials of the SEC: Philip A. Loomis, Jr., Commissioner; David Doherty, Associate Director, Division of Enforcement; Jacob I. Levine, Special Investigator; Robert G. Ryan, Senior Counsel and Lee Spencer, Director, Division of Corporate Finance; Stanley Sporkin, former Director, Division of Enforcement, SEC and a public witness.

### MIDDLE EAST

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in the Middle East. Testimony was heard from Nicholas A. Veliotes, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

## OVERSIGHT—NATIONAL PARK SYSTEM

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks continued oversight hearing on the current state of the National Park System. Testimony was hear from Russell Dickenson, Director, National Park Service, Department of the Interior and other departmental and public witnesses.

On February 5, the Subcommittee heard testimony from Senator Baucus; Huey D. Johnson, Secretary, Resources Agency, State of California and public witnesses.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* On February 5, the Subcommittee on Criminal Justice continued hearings on H.R. 4711, Criminal Code Revision Act of 1981, and a similar bill H.R. 1647. Testimony was heard from William H. Murphy, Associate Judge, Supreme Bench, Baltimore, Maryland and public witnesses.

Hearings continue February 18.

## SUPPLEMENTAL APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving section 311(a) of the Congressional Budget Act against consideration of H.J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture and H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982; waiving section 311(a) of the Congressional Budget Act against consideration of a conference report on either of the resolutions if the report does not provide budget authority in excess of the amount provided by the resolution as reported to the House by the Appropriations Committee and if the report would not cause budget outlays in excess of the budget outlays caused by the resolution as reported to the House by the Appropriations Committee. Testimony was heard from Chairman Whitten and Representative Jones of Oklahoma, Peyser, Conte and Lewis.

## SUPPLEMENTAL APPROPRIATION

*Committee on Rules:* Granted a rule waiving section 311(a) of the Congressional Budget Act against consideration of H.J. Res. 392, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1982; waiving section 311(a) of the Congressional Budget Act against a conference report on the resolution if the report does not provide budget authority in excess of the amount provided by the resolution as reported to the House by the Appropriations Committee and if the report does not cause budget outlays in excess of the budget outlays caused by the resolution as reported to the House by the Appropriations Committee. Testimony was heard from Chairman Whitten and Representatives Jones of Oklahoma and Conte.

## EPA APPROPRIATION

*Committee on Rules:* Heard testimony from Chairman Whitten and Representatives Jones of Oklahoma, Howard, Traxler and Conte but took no action on H.J. Res. 390, making an urgent appropriation for the Environmental Protection Agency for the fiscal year ending September 30, 1982.

## METRIC SYSTEM

*Committee on Science and Technology:* Subcommittee on Science, Research, and Technology held an oversight hearing on the Metric system. Testimony was heard from Senator Pell; Representatives Rudd and McClory; Louis F. Polk, Chairman, United States Metric Board; Sidney Andrews, Member and Director, Division of Standards, Department of Agriculture, State of Florida and public witnesses.

## STUDENT BENEFIT

*Committee on Ways and Means:* On February 5, the Subcommittee on Social Security held a hearing on the elimination of the student benefit. Testimony was heard from Representatives Downey and Solomon; Paul Simmons, Deputy Commissioner for External Affairs, Social Security Administration, Department of Health and Human Affairs; Gregory J. Ahart, Director, Human Resources Division, GAO and public witnesses.

# *Joint Meetings*

## JANUARY UNEMPLOYMENT

*Joint Economic Committee:* On Friday, February 5, Committee held hearings on the employment/unemployment situation for January, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics; Leon Keyserling, Conference on Economic Progress, Washington, D.C.; and Eli Ginzberg, Columbia University, New York City.

Committee recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

*February 9, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 1160–1255*

**Bills Introduced:** Fourteen bills and one resolution were introduced, as follows: S. 2080–2093 and S. Con. Res. 65.

Page 1226

**Broadcasting of Senate Chamber Proceedings:** Senate continued consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

Pages 1169–1174

**Department of Justice Authorizations, 1982:** By 63 yeas to 33 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to close further debate on S. 951, authorizing funds for the Department of Justice, 1982.

Pages 1175–1181

By 60 yeas to 36 nays, Senate tabled the first committee amendment (on page 2, lines 14–22).

Page 1183

Pages 1175–1183

**Department of Agriculture Urgent Supplemental Appropriations, 1982:** Senate began consideration of H.J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture, Commodity Credit Corporation, reimbursement for net realized losses, and the following amendment proposed thereto:

Moynihan-Kasten unprinted amendment No. 819 (printed Amendment No. 1268), to provide that none of the funds appropriated by the resolution may be available during any fiscal year in which (1) the Commodity Credit Corporation makes payments under loan guarantee or credit assurance agreements with respect to loans made or credits extended to Poland in the absence of a declaration of default, and (2) the President has not provided a monthly written report to the Speaker of the House of Representatives and the President of the Senate explaining the manner in which the national security interest of the United States has been served by any payments during the previous month under loan guarantee or credit assurance agreements with respect to loans made or credits extended to Poland in the absence of a declaration of default.

Senate will continue consideration of the joint resolution and amendments proposed thereto on Wednesday, February 10.

Pages 1183–1203

**Washington's Farewell Address:** The Presiding Officer, on behalf of the Vice President appointed Senator Inouye to read Washington's Farewell Address on Monday, February 22, 1982.

Page 1255

**Executive Report:** Senate received an Executive Report to accompany the nomination of James D. Theberge, of the District of Columbia, to be Ambassador to Chile. (Exec. Rept. No. 97–46)

Pages 1225–1226

**Confirmation:** Senate confirmed the nomination of Malcolm M. B. Sterrett, of Maryland, to be a Member of the Interstate Commerce Commission.

Page 1255

**Presidential Message:** Senate received a message from the President transmitting the Summary Report of Department of Energy Sunset Review, which was referred to the Committee on Energy and Natural Resources. (PM–111)

Page 1224

**Messages From the President:** Page 1224

**Messages From the House:** Page 1224

**Measures Referred:** Page 1224

**Measures Ordered Held at Desk:** Page 1255

**Communications:** Page 1224

**Statements on Introduced Bills:** Pages 1226–1234

**Amendments Submitted for Printing:** Page 1236

**Notices of Hearings:** Page 1238

**Committee Authority To Meet:** Page 1239

**Additional Statements:** Pages 1239–1240

**Confirmations:** Page 1255

**Record Votes:** Two record votes were taken today. (Total—5)

Pages 1180–1181, 1183

**Recess:** Senate convened at 11 a.m., and recessed at 6:42 p.m., until 10 a.m., on Wednesday, February 10, 1982 (For Senate's program see remarks of Senator Baker in today's Record on page 1255.)

## *Committee Meetings*

### POLISH DEBT

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings to examine the current debt situation in Poland, receiving testimony from Senator Moynihan; Fred C. Ikle, Under Secretary of Defense for Policy; Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; Richard E. Lyng, Deputy Secretary of Agriculture; and Marc E. Leland, Assistant Secretary of the Treasury for International Affairs.

Subcommittee will meet again Thursday, March 4.

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported 11,804 routine nominations in the Army, Navy, and Air Force.

## DOD BUDGET

*Committee on Armed Services:* Committee continued hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, focusing on management and budget issues of the Department of Defense, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Walton H. Sheley, Jr., Director, Mission Analysis and Systems Acquisition Division, and Werner Grosshans, Deputy Director, Procurement, Logistics and Readiness Division, all of the General Accounting Office.

Hearings continue tomorrow.

## COMMERCIAL BANK HOLDING COMPANIES/SECURITIES ACTIVITIES

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities resumed hearings on S. 1720, authorizing bank holding companies to establish securities affiliates which could underwrite municipal revenue bonds and operate, advise and sell shares in mutual funds, receiving testimony from Robert Charles Clark, Harvard Law School, Cambridge, Massachusetts; Robert Eisenbeis, University of North Carolina, Chapel Hill; Charles T. Russell, VISA U.S.A., Inc., San Francisco, California; and Michael Van Buskirk, BancOne Corporation, Columbus, Ohio.

Hearings continue tomorrow.

## "OCEANIC CONSTITUTION"

*Committee on Commerce, Science, and Transportation:* Subcommittee on Merchant Marine concluded hearings on H.R. 3782, permitting the steamship vessel, *Oceanic Constitution,* to enter the Hawaiian Island cruise trade, after receiving testimony from Othmar G. Grueninger, Royal Hawaiian Cruises, Inc., San Francisco, California; Conrad H. C. Everhard, American Global Line, Inc., New York City; and Herbert Brand, Transportation Institute, Edward V. Kelly, Marine Engineers Beneficial Association, District II, and Fred P. Summer, The Seafarers International Union of North America, AFL-CIO, all of Washington, D.C.

## INTERIOR BUDGET

*Committee on Energy and Natural Resources:* Committee began hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Department of the Interior from James G. Watt, Secretary, J. Robinson West, Assistant Secretary for Policy, Budget and Administration, and Joe Gorrell, Director, Office of the Budget, all of the Department of the Interior.

Committee will meet again tomorrow.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, February 11.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. Res. 83, expressing the sense of the Senate that the intervention of the Supreme Commander for the Allied Powers in the case of Eikizo Hirano was improper and that all U.S. Government records should be corrected to clear said individual of any wrongdoing; and

The nominations of Lawrence S. Eagleburger, of Florida, to be Under Secretary of State for Political Affairs, Michael H. Armacost, of Maryland, to be Ambassador to the Philippines, Fred J. Eckert, of New York, to be Ambassador to Fiji, and to serve concurrently as Ambassador to the Republic of Kiribati, Ambassador to the Kingdom of Tonga and Ambassador to Tuvalu, and Fred M. Zeder, II, of Hawaii, for the rank of Ambassador during the tenure of his service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Anthony C. E. Quainton, of Washington, to be Ambassador to Nicaragua, and Otto J. Reich, of Virginia, to be Assistant Administrator for Latin America and the Caribbean, Agency for International Development (AID), after the nominees testified and answered questions in their own behalf.

## REFUGEE ASSISTANCE

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy concluded hearings on changes in domestic refugee and entrant resettlement policy recently proposed by the Department of Health and Human Services, after receiving testimony from Phillip N. Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services; David Pingree, Florida Secretary of Health and Rehabilitative Services, Tallahassee; Jerry Burns, Oregon Refugee Program Coordinator, Salem; Susan G. Levy, Wisconsin Resettlement Assistance Office, Madison; Alan J. Gibbs, Washington Secretary of Social and Health Services, Olympia;

Librado Perez, Alameda County Social Service Agency, Oakland; Wells Klein, American Council for Nationalities Service, New York City; John F. Herrity, Fairfax County Board of Supervisors, Fairfax, Virginia; and Barry Van Lare, National Governors Association, and Khoa Xuan Le, Council of Vietnamese Associations, both of Washington, D.C.

### LONGSHOREMEN'S/HARBOR WORKERS' BENEFITS

*Committee on Labor and Human Resources:* Committee resumed markup of S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, but did not complete action thereon, and recessed subject to call.

### COMMITTEE BUDGET REQUESTS

*Committee on Rules and Administration:* Committee held hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

*Armed Services* (S.Res. 304—$1,622,807), Senators Tower and Stennis;

*Indian Affairs* (S.Res. 311—$612,710), Senators Cohen and Melcher;

*Appropriations* (S.Res. 292—$3,785,310), Senators Hatfield and Proxmire;

*Intelligence* (S.Res. 310—$1,778,106), Senators Goldwater and Moynihan;

*Finance* (S.Res. 291—$2,143,200), Senators Dole and Long.

Hearings continue tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 21 public bills, H.R. 5483–5503; 3 private bills, H.R. 5504–5506; and 8 resolutions, H.J. Res. 404, H. Con. Res. 268 and 269, and H. Res. 359–361 were introduced.

Pages 1337–1338

**Reports Filed:** Reports were filed as follows:

H. Res. 357, providing for the consideration of H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, and to settle Papago Indian water rights claims in portions of the Papago reservations (H. Rept. 97-430); and

H. Res. 358, providing for the consideration of H.R. 861, to amend the National Trails System Act by designating additional national scenic and historic trails (H. Rept. 97-431).

Page 1337

**District Work Period:** House agreed to H. Con. Res. 268, providing for an adjournment of the House from February 10 to February 17, 1982, and an adjourment of the Senate from February 11 or February 12 to February 22, 1982.

Page 1258

**Securities and Commodities Bankruptcy Law:** House voted to suspend the rules and pass H.R. 4935, to amend title 11, United States Code, to correct technical errors, and to clarify and make substantive changes, with respect to securities and commodities.

Pages 1260–1261

**Commodity Credit Corporation Supplemental:** By a recorded vote of 320 ayes to 86 noes, Roll No. 4, the House passed H.J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the joint resolution to the Committee on Appropriations with instructions to report it back forthwith containing an amendment to prohibit use of funds for payment on guaranteed loans to Poland (rejected by a yea-and-nay vote of 152 yeas to 256 nays, Roll No. 3).

H. Res. 355, the rule under which the joint resolution was considered, was agreed to earlier by a yea-and-nay vote of 329 yeas to 72 nays, Roll No. 2.

Pages 1263–1269, 1272–1285

**Low-Income Energy Assistance Supplemental:** By a yea-and-nay vote of 342 yeas to 62 nays, Roll No. 5, the House passed H.J. Res. 392, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1982.

Agreed to an amendment, as modified, that prohibits use of funds for other block grant programs and provides that funds shall remain available only until May 31, 1982.

H. Res. 356, a rule providing for the consideration of the joint resolution, was agreed to earlier by a voice vote.

Pages 1269–1270, 1284–1300

**Unemployment Compensation Supplemental:** By a yea-and-nay vote of 398 yeas to 3 nays, Roll No. 6, the House passed H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982.

Pages 1302–1323

**Presidential Message—DOE Sunset Review:** Received and read a message from the President wherein he transmits the Summary Report of the Department of Energy Sunset Review—referred to the Committee on Government Operations and the

Committee on Energy and Commerce and ordered printed (H. Doc. 97–142).

Page 1324

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Page 1336

**Adjournment:** Met at noon and adjourned at 6:36 p.m.

## *Committee Meetings*

### AGRICULTURE CREDIT CONDITIONS

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development continued hearings to review current agricultural credit conditions; and on legislation to set authorized lending ceilings for Farmers Home Administration farm and rural developments credit programs. Testimony was heard from Representatives Traxler, Oberstar, Hightower, Watkins, Marlenee and Hance; departmental and public witnesses.

Hearings continue tomorrow.

### FISCAL 1983 BUDGET

*Committee on Appropriations:* Held an overview hearing for the fiscal year 1983 Budget. Testimony was heard from Donald T. Regan, Secretary of the Treasury; David A. Stockman, Director, Office of Management and Budget and Murray L. Weidenbaum, Chairman, Council of Economic Advisers.

### NUCLEAR AIRCRAFT CARRIER DOD BUDGET

*Committee on Armed Services:* Ordered reported H.R. 4977, to direct the President to name the next *Nimitz* class nuclear-powered aircraft carrier as the United States Ship *Hyman G. Rickover.*

The Committee also continued hearings on Defense Budget request for fiscal year 1983. Testimony was heard from the following officials of the Department of Defense: Frank C. Carlucci, Deputy Secretary; Jack R. Borsting, Assistant Secretary (Comptroller) and Joseph H. Sherick, Assistant to the Secretary for Review and Oversight.

Hearings continue tomorrow.

### COMMITTEE BUDGET

*Committee on Energy and Commerce:* Approved Committee budget request for 1982.

### FAMILY PLANNING PROGRAM

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on the regulations proposed under Title X of the Public Health Service Act, the family planning program. Testimony was heard from Senator Denton, Representative Schroeder and Richard S. Schweiker, Secretary of Health and Human Services.

### CONTEMPT OF CONGRESS

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations approved Contempt of Congress citation against James G. Watt, Secretary of the Interior, for failure to produce subpenaed documents.

### AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on "The Proposed Antitrust Settlement of *U.S. v. AT&T*." Testimony was heard from public witnesses.

### EUROPE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in the Middle East. Testimony was heard from Lawrence S. Eagleburger, Assistant Secretary, Bureau of European Affairs, Department of State.

### EXPORT RESTRICTIONS: SOUTH AFRICA

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Africa held a joint hearing on Export Restrictions: South Africa. Testimony was heard from Bo Denysyk, Deputy Assistant Secretary for Export Administration, Department of Commerce; William Root, Director, Office of East-West Trade, Department of State and public witnesses.

### RIF'D FEDERAL WORKERS AND THE IMPACT OF RIF'S ON WOMEN AND MINORITIES

*Committee on Government Operations:* Subcommittee on Manpower and Housing continued hearings on job help for RIF'd Federal workers and the impact of RIF's on women and minorities, with emphasis on the Department of Defense and the Department of Justice. Testimony was heard from Douglas Farsch, Deputy Director of Staffing and Career Management, Department of Defense; Kevin Rooney, Assistant Attorney General for Administration, Department of Justice and public witnesses.

### COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and considered resolutions for the following Committees: Ways and Means, Small Business and Banking, Finance and Urban Affairs.

### MINERAL LEASES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on mineral leasing in wilderness areas. Testimony was heard from Representatives Wirth, Lowry and Panetta and public witnesses.

## RECLAMATION LAW REFORM

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources approved for full Committee action a clean bill to be introduced to amend and supplement the Federal Reclamation Law of 1902.

## FLEXIBLE WORK SCHEDULES

*Committee on Post Office and Civil Service:* Subcommittee on Human Resources concluded hearings on H.R. 5366, Federal Employees Flexible and Compressed Work Schedules Act of 1982. Testimony was heard from public witnesses.

## POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

## COMMITTEE BUDGET

*Committee on Rules:* Approved Committee budget request for 1982.

## PAPAGO INDIAN WATER RIGHTS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, to settle Papago Indian water rights claims in portions of the Papago reservations. Testimony was heard from Chairman Udall.

## NATIONAL TRAILS SYSTEM ACT AMENDMENTS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 861, to amend the National Trails System Act by designating additional national scenic and historic trails. Testimony was heard from Representative Seiberling.

## AMERICAN TECHNOLOGY TRANSFER

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on American Technology Transfer and Soviet Energy Planning. Testimony was heard from the following officials of the Department of Commerce: Lionel H. Olmer, Under Secretary for International Trade and Bo Denysyk, Deputy Assistant Secretary for Export Administration; Ernest Johnston, Deputy Assistant Secretary for Economic and Business Affairs, Department of State and Dr. Stephen Bryen, Deputy Assistant Secretary for International Security Affairs, Department of Defense.

## NATIONAL BUREAU OF STANDARDS

*Committee on Science and Technology:* Subcommittee on Science, Research, and Technology held a hearing on National Bureau of Standards authorization. Testimony was heard from Representative Gramm and the following officials of the National Bureau of Standards, Department of Commerce: Dr. Ernest Ambler, Director; Dr. John D. Hoffman, Director, National Measurement Laboratory; Dr. John W. Lyons, Director, National Engineering Laboratory and Dr. Edward C. Heffron, Chairman, National Conference of Weights and Measures.

Hearings continue tomorrow.

## NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications and the Subcommittee on Transportation, Aviation, and Materials held a joint hearing on NASA authorization for fiscal year 1983. Testimony was heard from the following officials of NASA: James Beggs, Administrator and Dr. Hans Mark, Deputy Administrator.

## ANNUAL REPORT

*Select Committee on Narcotics Abuse and Control:* Met to discuss Part II of the Committee's Annual Report.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, February 10, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 1476–1569*

**Bills Introduced:** Five bills and five resolutions were introduced, as follows: S. 2094–2098, S.J. Res. 144–145, and S. Res. 316–318.

Page 1534

**Measures Passed:**

*Department of Agriculture Urgent Supplemental Appropriations, 1982:* Senate passed H.J. Res. 380, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture, Commodity Credit Corporation, reimbursement for net realized losses, after taking action on amendments proposed thereto, as follows:

Adopted:

By 85 yeas to 10 nays, Kennedy modified unprinted amendment No. 820, providing an additional $123,000,000 to be made available for "low income energy assistance."

Page 1502

Rejected:

By 39 yeas to 55 nays, Moynihan-Kasten modified Amendment No. 1268, to provide that none of the funds appropriated heretofore to the Commodity Credit Corporation or by the resolution may be used for the payment of loan guarantee or credit assurance agreements with respect to loans made or credits extended to Poland in the absence of a declaration of default unless the President has provided a monthly written report to the Speaker of the House of Representatives and the President of the Senate explaining the manner in which the national security interest of the United States has been served by any payments during the previous month under loan guarantees or credit assurance agreements with respect to loans made or credits extended to Poland in the absence of a declaration of default.

Page 1495

Pages 1495–1503

*Department of Labor Urgent Supplemental Appropriations, 1982:* By unanimous vote of 95 yeas, Senate passed H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982, for the Employment and Training Administration, grants to States for unemployment insurance and employment services, and advances to the Unemployment Trust Fund and other funds.

Pages 1514–1522

*Lincoln Day Recess:* Senate agreed to H. Con. Res. 268, providing for an adjournment of the House from February 10 to February 22, 1982, and an adjournment of the Senate from February 11 or February 12 to February 22, 1982, after agreeing to Baker unprinted amendment No. 822, of a technical nature.

Page 1522

**Department of Justice Authorizations, 1982:** Senate resumed consideration of S. 951, authorizing funds for the Department of Justice, 1982, and committee amendments thereto, taking action as follows:

By 60 yeas to 30 nays, Senate tabled a motion to reconsider the vote by which the first committee amendment was tabled.

Page 1523

By 63 yeas to 27 nays, Senate tabled the second committee amendment (page 3, lines 19–20).

Page 1523

Pending is a Johnston point of order that a Weicker motion to reconsider the previous vote is dilatory.

Senate will continue consideration of the bill (which is under cloture) and the pending motion on tomorrow, Thursday, February 11.

Page 1524

Pages 1522–1524

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive messages from the House of Representatives during the recess of the Senate over until Thursday, February 11.

Page 1568

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Thursday, February 11.

Page 1568

**Presidential Message:** Senate received a message from the President transmitting his Economic Report, which was referred to the Joint Economic Committee. (PM–112)

Pages 1531–1533

**Confirmations:** Senate confirmed the following nominations:

Lawrence S. Eagleburger, of Florida, to be Under Secretary of State for Political Affairs.

Michael H. Armacost, of Maryland, to be Ambassador to the Philippines.

Fred J. Eckert, of New York, to be Ambassador to Fiji, and to serve concurrently as Ambassador to the Republic of Kiribati, Ambassador to the Kingdom of Tonga, and Ambassador to Tuvalu.

Fred M. Zeder II, of Hawaii, for the rank of Ambassador while serving as Head of the U.S. Delegation to the Intermediate Range Nuclear Force Negotiations.

Fred M. Zeder II, of Hawaii, for the rank of Ambassador during the tenure of his service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands.

Reynaldo P. Maduro, of Maryland, to be an Assistant Director of the ACTION Agency.

30 Army nominations in the rank of General.

1 Navy nomination in the rank of Admiral.

82 Air Force nominations in the rank of General.

Routine lists of Army, Navy and Air Force nominations.

Pages 1568–1569

**Nominations:** Senate received the following nominations:

J. Alan Johnson, to be U.S. Attorney for the Western District of Pennsylvania.

3 Army National Guard nominations in the rank of General.

Page 1568

| | |
|---|---|
| Messages From the President: | Page 1530 |
| Messages From the House: | Page 1533 |
| Measures referred: | Page 1533 |
| Communications: | Pages 1533–1534 |
| Statements on Introduced Bills: | Pages 1534–1535 |
| Amendments Submitted for Printing: | Page 1541 |
| Committee Authority To Meet: | Pages 1541–1542 |
| Additional Statements: | Pages 1541–1564 |
| Nominations: | Page 1569 |

**Confirmations:** Pages 1568–1570

**Record Votes:** Four record votes were taken today. (Total—10).

Pages 1502, 1513, 1521, 1522–1523

**Recess:** Senate convened at 10 a.m., and recessed at 5:50 p.m., until 10 a.m., on Thursday, February 11, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 1568.)

## *Committee Meetings*

### SUPPLEMENTAL APPROPRIATIONS—ENVIRONMENTAL PROTECTION AGENCY

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed supplemental appropriations for fiscal year ending September 30, 1982 for construction grants of the Environmental Protection Agency, receiving testimony from Senator Chaffee; and John W. Hernandez, Jr., Deputy Administrator, Environmental Protection Agency.

Subcommittee will meet again on Thursday, March 4.

### DOD BUDGET

*Committee on Armed Services:* Committee continued hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, focusing on Army programs, receiving testimony from John O. Marsh, Jr., Secretary of the Army, and General Edward C. Meyer, Chief of Army Staff.

Hearings continue tomorrow.

### FORMER MILITARY SPOUSES

*Committee on Armed Services:* Subcommittee on Manpower and Personnel held hearings on S. 1814, providing for the rights of former spouses to military retirement pay and health care protection, receiving testimony from Senator Domenici; Standord E. Lerch, Phoenix, Arizona, and Michael B. Barber, Sacramento, California, both on behalf of the American Bar Association; and Robert D. Arenstein, New York City.

Hearings were recessed subject to call.

### COMMERCIAL BANK HOLDING COMPANIES/SECURITIES ACTIVITIES

*Committee on Banking, Housing and Urban Affairs:* Subcommittee on Securities continued hearings on S. 1720, authorizing bank holding companies to establish securities affiliates which could underwrite municipal revenue bonds and operate, advise and sell shares in mutual funds, receiving testimony from Robert N. Downey, Goldman Sachs and Company, Robert V. Lindsay, Morgan Guaranty Trust Company, Sam Scott Miller, Paine Webber Jackson & Curtis, Inc., and William S. Ogden, Chase Manhattan Bank, all of New York City; Stephen Middlebrook, Aetna Life Insurance Company, Hartford, Connecticut; Barbara Chaney, Western Bank, El Paso, Texas; Gerald Lonergan, Metropolitan Water District of Southern California, Los Angeles, California; Rowland Radford, The Robinson-Humphrey Co., Inc., Atlanta, Georgia; Donald J. Stuhldreher, Indiana National Bank, Indianapolis, Indiana; and William J. White, Kirchner, Moore & Company, Denver, Colorado.

Hearings continue on Friday, February 12.

### FEDERAL CREDIT ACTIVITIES

*Committee on the Budget:* Committee's Task Force on Federal Credit resumed oversight hearings to examine Federal activities providing credit assistance and the relationship of those activities to the budget process, receiving testimony from Alan Greenspan, Townsend-Greenspan & Co., Inc., Miner H. Warner, Solomon Brothers, Inc., and Jim Fralick, Morgan Guaranty Trust Company, all of New York City; and Clifford M. Hardin, Washington University, St. Louis, Missouri.

Hearings continue tomorrow.

### AGRICULTURE/SYNFUELS BUDGET

*Committee on Energy and Natural Resources:* Committee continued hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Department of Agriculture from Doug MacCleery, Deputy Assistant Secretary of Agriculture for Natural Resources and Environment, and Max Peterson, Chief, U.S. Forest Service, Department of Agriculture; and in behalf of funds for the U.S. Synthetic Fuels Corporation from Edward E. Noble, Chairman of the Board, Victor A. Schroeder, President, and Dwight Ink, Vice President for Administration, all of the U.S. Synthetic Fuels Corporation.

Hearings continue on Tuesday, February 23.

### WATERWAY USER TAXES

*Committee on Environment and Public Works:* Subcommittee on Water Resources held hearings on the impacts of inland waterway user taxes and charges, focusing on the results of the Department of Transportation's study on the cost impacts of such charges, and the budgetary implications of transportation user fees, receiving testimony from Drew L. Lewis, Jr., Secretary, John Gaughan, Congressional Relations Office for the Coast Guard and Maritime, and Richard Walsh, Director, Office of Economic Analysis and Public Investment, all of the Department of Transportation; and Alice M. Rivlin, Director, Kenneth Rubin, Associate Analyst, and Damian Kulash, Deputy Assistant Director for Natural Resources and Commerce, all of the Congressional Budget Office.

Hearings were recessed subject to call.

## HIGHWAY BRIDGES

*Committee on Environment and Public Works:* Subcommittee on Transportation concluded oversight hearings on the implementation of the highway bridge replacement and rehabilitation program, after receiving testimony from Henry Eschwege, Director, Community and Economic Development Division, and Ray Smith, Senior Evaluator, both of the General Accounting Office; Richard Morgan, Associate Administrator for Engineering and Traffic Operations, and Stanley Gordon, Chief, Bridge Division, both of the Federal Highway Administration, Department of Transportation; D. Allan Firmage, Brigham Young University, Provo, Utah, on behalf of the American Society of Civil Engineers; Darrell V. Manning, Idaho Department of Transportation, Boise; Robert H. Ferris, Tennessee Department of Transportation, Nashville; Thomas Larson, Pennsylvania Department of Transportation, Harrisburg; and Jack Freidenrich, New Jersey Department of Transportation, Trenton.

## ACID RAIN

*Committee on Foreign Relations:* Subcommittee on Arms Control, Oceans, International Operations and Environment concluded hearings on the current negotiations with Canada on the issues of acid rain, after receiving testimony from Senators Mitchell and Moynihan; Thomas M. T. Niles, Deputy Assistant Secretary of State for European Affairs; Kathleen M. Bennett, Assistant Administrator for Air, Noise and Radiation, Environmental Protection Agency; Kenneth Kamlet, Pollution and Toxic Substances Division, National Wildlife Federation, and Robert E. Stein, Environmental Mediation International, both of Washington, D.C.; Wynn Eakins, South Dakota Izaak Walton League of America, Clear Lake; Illinois State Representative J. Theodore Meyer, Chicago; Larry Reynolds, United Mine Workers of America, District II, Terre Haute, Indiana; and William B. Harrison, Southern Company Services, Birmingham, Alabama.

## ANTITRUST CONTRIBUTION

*Committee on the Judiciary:* Committee concluded hearings on S. 995, providing for contribution of damages in antitrust price fixing suits, after receiving testimony from former Senator Ervin, Morganton, North Carolina; Griffin B. Bell, King & Spalding, Atlanta, Georgia; Charles Renfrew, Pillsbury, Madison & Sutro, San Francisco, California; T. Marshall Hahn, Jr., Georgia-Pacific Corporation, Portland, Oregon; Alec W. Brindle, Wards Cove Packing Co., Inc., Seattle, Washington; Charles H. Spain, Jr., Medusa Corporation, Cleveland, Ohio; Richard L. Dashefsky, Gibson, Dunn & Crutcher, Washington, D.C., representing Gleason Corporation and National Gypsum Company; Donald Kress, Green Bay Packaging, Green Bay, Wisconsin; Richard Kelly, Keck, Mahin & Cate, Chicago, Illinois; Henry King, Davis, Polk & Wardwell, and David L. Foster, Wilkie, Farr & Gallagher, both of New York City; Bruce Wilson, Consolidated Rail Corporation, and Harold Kohn, Kohn, Savett, Marion & Graf, both of Philadelphia, Pennsylvania; former Senator Joseph D. Tydings, Finley, Kumble, Wagner, Heine, Underberg & Casey, Washington, D.C.; John Clute, Boise-Cascade Corporation, Boise, Idaho; and Stephen D. Susman, Susman & McGowan, Houston, Texas.

## COMMITTEE BUDGET REQUESTS

*Committee on Rules and Administration:* Committee continued hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

*Energy and Natural Resources* (S. Res. 286—$2,132,840), Senators McClure and Jackson;

*Environment and Public Works* (S. Res. 287—$2,267,000), Senators Stafford and Randolph;

*Commerce, Science, and Transportation* (S. Res. 288—$3,171,746), Senators Packwood and Cannon;

*Veterans' Affairs* (S. Res. 306—$789,438), Senators Simpson and Cranston;

*Small Business* (S. Res. 294—$902,000), Senators Weicker and Nunn;

*Banking, Housing, and Urban Affairs* (S. Res. 307—$1,583,411), Senators Garn and Proxmire;

*Labor and Human Resources* (S. Res. 309—$4,301,000), Senators Hatch and Kennedy.

Hearings continue tomorrow.

## BUSINESS MEETING

*Select Committee on Intelligence:* Committee met in closed session to discuss pending committee business, but made no announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 34 public bills, H.R. 5507–5540; 2 private bills, H.R. 5541 and 5542; and 8 resolutions, H.J. Res. 405 and 406, H. Con. Res. 270, and H. Res. 362–366 were introduced.

Pages 1473–1474

**Disabled Persons Year:** House passed S.J. Res. 134, to designate 1982 as the "National Year of Disabled Persons"—clearing the measure for the President.

Pages 1404-1405

**Construction Industry Week:** House passed S.J. Res. 122, to authorize and request the President to designate the week of February 28, 1982, through March 6, 1982, as "National Construction Industry Week"—clearing the measure for the President.

Page 1405

**Inventors Day:** House passed H.J. Res. 304, designating February 11, 1982, "National Inventors' Day".

Page 1405

**Peach Month:** House passed S.J. Res. 91, to designate July 1981 as "National Peach Month".

Agreed to a technical amendment.

Agreed to amend the title.

Page 1405

**PTA Membership Month:** House passed S.J. Res. 105, to designate October 1981 as "National PTA Membership Month".

Agreed to a technical amendment.

Agreed to amend the title.

Pages 1405-1406

**Justice Assistance Act:** By a yea-and-nay vote of 289 yeas to 73 nays, Roll No. 7, the House passed H.R. 4481, to amend the Omnibus Crime Control and Safe Streets Act of 1968.

Rejected a motion to recommit the bill to the Committee on the Judiciary.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that prohibits use of funds for the resolution of civil disputes;

An amendment that includes a program to fight crime against the elderly under formula grants;

An amendment that permits States to enter into agreements with local governments to provide a 50/50 matching share for all programs in the aggregate rather than a 50/50 match for each individual program;

An amendment that permits State and local governments to receive technical assistance notwithstanding receipt of formula grants;

A perfecting amendment relating to emergency law enforcement assistance discretionary grants;

A technical amendment; and

An amendment that delays the effective date and extends authorizations for one year.

Rejected an amendment that sought to include a program for construction of prisons, jails and detention facilities under formula grants.

H. Res. 289, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 1406-1432

**Presidential Message—Economic Report:** Received and read a message from the President wherein he transmits his economic report—referred to the Joint Economic Committee and ordered printed (H. Doc. No. 97-123).

Page 1437

**Commodity Credit Corporation Supplemental:** By a yea-and-nay vote of 264 yeas to 62 nays, Roll No. 8, the House agreed to the Senate amendment (low income energy assistance) to H. J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture—clearing the measure for the President.

Pages 1463-1467

**District Work Period:** House agreed to the Senate amendments to H. Con. Res. 268, providing for an adjournment of the House from February 10 to February 17, 1982, and an adjournment of the Senate from February 11 or February 12 to February 22, 1982—clearing the measure.

Page 1471

**Resignations-Appointments:** Notwithstanding any adjournment of the House until Monday, February 22, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 1471

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 1472

**Adjournment:** Met at 11 a.m. and adjourned at [illegible] p.m.

## *Committee Meetings*

### AGRICULTURE CREDIT CONDITIONS

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development continued hearings to review current agricultural credit conditions. Testimony was heard from public witnesses.

### DOD BUDGET

*Committee on Armed Services:* Continued hearings on Department of Defense Budget request for fiscal year 1983. Testimony was heard from Verne Orr, Secretary of the Air Force and Gen. Lew Allen, Jr., Chief of Staff of the Air Force.

Committee recessed subject to call.

### MONETARY POLICY

*Committee on Banking, Finance and Urban Affairs:* Held a hearing on monetary policy. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

## DEPARTMENT OF ENERGY REORGANIZATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on the Administration's proposal to reorganize the Department of Energy. Testimony was heard from public witnesses.

## BUDGET CUTS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on the impact of the proposed budget cuts on low-income households receiving assistance through the Low Income Energy Assistance Program. Testimony was heard from Linda S. McMahon, Associate Commissioner for Family Assistance, Department of Health and Human Services; Madeleine Kunin, Lt. Gov., State of Vermont; and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on H.R. 5252, Clean Air Act Amendments of 1982. Testimony was heard from Senator Hart.

Hearings continue February 17.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: H. Con. Res. 100, expressing the sense of the Congress with respect to the situation of two Russian families who have sought refuge in the U.S. Embassy in Moscow because of the suppression of their Pentecostal faith by the Government of the Soviet Union; and H. Res. [illegible], calling upon the Union of Soviet Socialist Republics to permit the emigration of Yuli Kosharovsky and his immediate family to Israel.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Frank and Smith of New Jersey.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on Religious persecution as a violation of human rights (Part II). Testimony was heard from public witnesses.

## IMPACT OF 1981 POSTAL SERVICE LABOR CONTRACT ON FEDERAL CIVIL SERVICE RETIREMENT SYSTEM

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on impact of 1981 Postal Service Labor Contract on Federal Civil Service Retirement System. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; and from the following officials of the U.S. Postal Service: James Finch, Senior Assistant Postmaster General, Finance Group; and Joseph F. Morris, Senior Assistant Postmaster General, Employee and Labor Relations Group.

## COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and considered resolutions for the following Committees: Energy and Commerce, Merchant Marine and Fisheries and Select Committee on Aging.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: S. [illegible], to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina; S. [illegible], as amended, to authorize the exchange of certain lands in Idaho and Wyoming; H.R. [illegible], as amended, to authorize a study for the establishment of the Franklin D. Roosevelt Warm Springs Living Memorial in Warm Springs, Ga.; and H.R. [illegible], to extend the life of the Gateway National Recreation Area Advisory Commission, which is presently due to expire October 27, 1982.

## ADMINISTRATIVE CONFERENCE ACT AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. [illegible], to amend the Administrative Conference Act, by authorizing appropriations therefor. Testimony was heard from the following officials of the Administrative Conference of the United States: Loren A. Smith, Chairman; Steve Babcock, Executive Director; Richard Berg, General Counsel; and Jeffrey S. Lubbers, Research Director.

## OVERSIGHT—ANTITRUST ASPECTS OF PROFESSIONAL SPORTS

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued oversight hearings on antitrust aspects of professional sports. Testimony was heard from Representatives Stark and Dixon; Lionel J. Wilson, Mayor, Oakland, California; and public witnesses.

## FLEXIBLE WORK SCHEDULES

*Committee on Post Office and Civil Service:* Ordered reported H.R. [illegible], Federal Employees Flexible and Compressed Work Schedules Act of 1982.

### NATIONAL BUREAU OF STANDARDS

*Committee on Science and Technology:* Subcommittee on Science, Research, and Technology continued hearings on National Bureau of Standards authorization. Testimony was heard from the following officials of the Department of Commerce: Dr. Joseph F. Caponio, Acting Director, National Technical Information Service; Dr. John W. Lyons, Director, National Engineering Laboratory, National Bureau of Standards and Egils Milbergs, Director, Office of Productivity, Technology and Innovation; from the following officials of the Federal Emergency Management Agency: Dr. B. J. Thompson, Administrator, U.S. Fire Administration and Lee Thomas, Associate Director, State and Local Programs and a public witness.

### NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications held a hearing on NASA authorization for fiscal year 1983. Testimony was heard from the following officials of NASA: Maj. Gen. James Abrahamson, Associate Administrator, Office of Space Transportation Systems and Dr. Stanley I. Weiss, Associate Administrator, Office of Space Transportation Operations.

Hearings continue February 17.

## *Joint Meetings*

### INCOME DISTRIBUTION

*Joint Economic Committee:* Committee held hearings on the inequality of income distribution in the United States, receiving testimony from Edward Budd, Pennsylvania State University, University Park; Sheldon Danziger, University of Wisconsin, Madison; Stephen Rousseas, Vassar College, Poughkeepsie, New York; James D. Smith, University of Michigan, Ann Arbor; and A. Gary Shilling, A. Gary Shilling and Company, New York City.

### TRADE POLICY

*Joint Economic Committee:* Committee held hearings to discuss United States international trade policy, receiving testimony from Malcolm Baldrige, Secretary of Commerce; and William E. Brock, Jr., U.S. Trade Representative.

### 1982 ECONOMIC OUTLOOK

*Joint Economic Committee:* Committee held hearings on the U.S. economic outlook for 1982, receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Committee recessed subject to call.

# *Thursday, February 11, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 1656–1709*

**Bills Introduced:** Seventeen bills and three resolutions were introduced, as follows: S. 2099–2115, S.J. Res. 146, and S. Res. 319–320.

Page 1707

**Bills Reported:** Reports were made as follows:

H.R. 3782, permitting the steamship vessel *Oceanic Constitution* to enter the Hawaiian Island cruise trade.

S. 864, requiring each Federal agency to submit an annual report to the President on the adequacy of its internal accounting and administrative control systems, with an amendment in the nature of a substitute. (with additional views) (S. Rept. No. 97–312)

S. Res. 85, expressing the sense of the Senate that the intervention of the Supreme Commander for the Allied Powers in the case of Rikizo Hirano was improper and that all U.S. Government records should be corrected to clear said individual of any wrongdoing.

Page 1706

**Measures Passed:**

*Steamship Vessel Oceanic Constitution:* Senate passed H.R. 3782, permitting the steamship vessel *Oceanic Constitution* to enter the Hawaiian Island cruise trade.

Page 1679

*Authorizing Testimony:* Senate agreed to S. Res. 319, authorizing testimony by James Sourwine, and representation by Senate Legal Counsel in the case of *David Richardson v. Raymond J. Donovan*, Civil Action No. 79-2053, before the U.S. District Court for the District of Columbia.

Pages 1680–1681

*Assassination of Kemal Arikan:* Senate agreed to S. Res. 320, expressing the sense of the Senate with respect to the assassination of Kemal Arikan, a consul general of the Government of Turkey assigned to the United States.

Pages 1680–1690

**Department of Justice Authorizations, 1982:** Senate continued consideration of S. 951, authorizing funds for the Department of Justice, 1982, and committee amendments thereto, taking action as follows:

By 59 yeas to 30 nays, Senate tabled a motion to reconsider the vote by which the second committee amendment (page 3, lines 19–20) was tabled.

Page 1668

By 65 yeas to 25 nays, Senate sustained the Chair in ruling the third committee amendment (page 4, lines 17–18) as not germane and not in order.

Page 1669

By 63 yeas to 24 nays, Senate tabled the fourth committee amendment (page 4, line 10). Page 1677

Pages 1667–1669

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until February 22, 1982.

Page 1636

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until February 22, 1982.

Page 1636

**Committee Authority To File:** All committees were authorized to file reports on Wednesday, February 17, 1982, between 9 a.m. and 3 p.m.

Page 1636

**Executive Reports:** Senate received the following Executive Reports:

(1) Ex. W, 96–1 Treaty of Friendship between the Government of the United States and the Government of Tuvalu, signed at Funafuti on February 7, 1979 (Exec. Rept. No. 97–47).

(2) Ex. A, 96–2, Treaty between the United States and the Republic of Kiribati, signed at Tarawa on September 20, 1979 (Exec. Rept. No. 97–48).

(3) Ex. P, 96–2, Treaty between the United States and the Cook Islands on Friendship and Delimitation of the Maritime Boundary between the United States and the Cook Islands, signed at Rarotonga on June 11, 1980 (Exec. Rept. No. 97–49).

(4) Treaty Doc. 97–5, Treaty between the United States and New Zealand on the Delimitation of the Maritime Boundary between the United States and Tokelau on December 2, 1980 (Exec. Rept. No. 97–50).

Pages 1706–1707

**Confirmation:** Senate confirmed the nomination of Maj. Gen. Walter F. Ulmer, Jr., U.S. Army, under the provisions of Title 10, U.S. Code, Sec. 601, to be assigned to a position of importance and responsibility designated by the President under subsec. (a) of Sec. 601, in the grade of Lt. General.

Page 1769

**Nominations:** Senate received the following nominations:

Harold M. Fong, to be U.S. District Judge for the District of Hawaii.

William L. Lutz, to be U.S. Attorney for the District of New Mexico.

David D. Queen, of Maryland, to be U.S. Attorney for the Middle District of Pennsylvania.

Robert T. Grey, Jr., of Virginia, to be Deputy Director of the U.S. Arms Control and Disarmament Agency.

James W. Fuller, of California, to be a Director of the Securities Investor Protection Corporation.

Veronica A. Haggart, of Virginia, to be a Member of the U.S. International Trade Commission.

Page 1769

**Messages From the President:** Page 1705

**Messages From the House:** Page 1705

**Communications:** Page 1705

**Statements on Introduced Bills:** Page 1707–1739

**Amendments Submitted for Printing:** Pages 1746–1749

**Notices of Hearings:** Page 1748

**Additional Statements:** Pages 1749–1768

**Nominations:** Page 1769

**Confirmations:** Page 1769

**Record Votes:** Three record votes were taken today. (Total—13)

Pages 1668, 1669, 1679

**Adjournment:** Senate convened at 10 a.m. and, pursuant to H. Con. Res. 268, adjourned at 4:03 p.m., until 12 Noon, on Monday, February 22, 1982.

## *Committee Meetings*

### APPROPRIATIONS—INDEPENDENT AGENCIES

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1982 for certain independent agencies, receiving testimony in behalf of funds for their respective activities from William P. Adams, Chairman, U.S. Railroad Retirement Board; Lt. General George H. McKee, Governor, U.S. Soldiers' and Airmen's Home; Thomas W. Pauken, Director, ACTION; Charles Benton, Chairman, National Commission on Libraries and Information Science; Alexander M. Capron, Executive Director, President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research; Edward J. Pfister, President, Corporation for Public Broadcasting; and David R. Jones, Chairman, National Commission on Student Financial Assistance, all of whom were accompanied by associates.

Subcommittee will meet again tomorrow.

## NOMINATION/DOD BUDGET

*Committee on Armed Services:* Committee ordered favorably reported the nomination of Major General Walter F. Ulmer, Jr., to be Lieutenant General, U.S. Army.

Also, Committee continued hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, focusing on Air Force programs, receiving testimony from George Vernon Orr, Jr., Secretary of the Air Force, and General Lew Allen, Jr., Chief of Air Force Staff.

Hearings were recessed subject to call.

## MONETARY POLICY

*Committee on Banking, Housing, and Urban Affairs:* Committee held hearings on the conduct of monetary policy, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Hearings continue on Thursday, February 25.

## NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nominations of James J. Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board, and Richard W. Heldridge, of California, to be a Member of the Board of Directors of the Export-Import Bank of the United States, after the nominees testified and answered questions in their own behalf.

## FEDERAL CREDIT ACTIVITIES

*Committee on the Budget:* Committee's Task Force on Federal Credit continued oversight hearings to examine Federal activities providing credit assistance and the relationship of those activities to the budget process, receiving testimony from Ronald D. Utt, Chamber of Commerce of the U.S.; Paul Huard, National Association of Manufacturers; John J. Motley, National Federation of Independent Business; Mark J. Riedy, Mortgage Bankers Association of America; Robert L. Waldo, Mortgage Insurance Companies of America; Cecil M. Keeney, Committee for Title XI Vessel Financing; and Patricia Barrett, National Foreign Trade Council, Inc., all of Washington, D.C.; and Robert Storey, Seattle Mortgage Company, Seattle, Washington.

Hearings were recessed subject to call.

## "OCEANIC CONSTITUTION"

*Committee on Commerce, Science, and Transportation:* Committee approved for reporting H.R. 3782, permitting the steamship vessel, *Oceanic Constitution,* to enter the Hawaiian Island cruise trade.

## LAND CONVEYANCES AND EXCHANGES

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following bills relating to land conveyances, exchanges and private relief:

S. 982, providing for the conveyance to adjacent landowners, all non-mineral interest of the U.S. in certain tracts of Federal land adjacent to Lake Shore Drive, Lake Lowell, Boise project, Idaho, after receiving testimony from Senator Symms; and Eugene Hinds, Assistant Commissioner, Bureau of Reclamation, Department of the Interior;

S. 706, establishing a procedure for the conduct, certification, or recordation of Federal land surveys, after receiving testimony from Senator Schmitt; and Robert E. Myers, Missouri State Land Surveyor, Jefferson City, on behalf of the American Congress on Surveying and Mapping;

S. 1519, designating certain national wildlife refuge lands in Florida as the Florida Keys Wilderness, after receiving testimony from Robert Gilmore, Acting Deputy Associate Director, National Wildlife Refuge System, U.S. Fish and Wildlife Service, Department of the Interior; and

S. 1242 and H.R. 2820, providing for the conveyance to certain persons the United States' interest in a portion of real property in the Eldorado National Forest in California; S. 1767, providing for the transfer of certain lands in Clark County, Nevada, to the Frontier Girl Scout Council; H.R. 2803, providing for the sale at public auction certain lands in the Tahoe National Forest known as Blythe Arena; and S. 706, listed above, after receiving testimony from Raymond M. Housley, Deputy Chief, National Forest System, U.S. Forest Service, Department of Agriculture.

Testimony was also received on all the aforementioned bills and S. 835, providing for the sale to a named individual not more then ten acres of land from certain public lands in Fairbanks Meridian, Alaska; H.R. 2175, providing for the withdrawal of certain described lands from the operation of the general public land laws to protect the watershed supplying water to Los Angeles; H.R. 1528, exempting certain lands in Riverside County, California, from the Federal reservation of rights-of-way for ditches and canals; H.R. 1843, confirming the conveyance of certain real property in Alameda County, California, by the Central Pacific Railway Company and the Southern Pacific Railway Company, to certain named individuals; and S. 1501, providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately [illegible] acres of land in Alaska, from James M. Parker, Associate Director, Bureau of Land Management, Department of the Interior.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, February 25.

## U.S. TRADE

*Committee on Finance:* Subcommittee on International Trade concluded hearings on S. 1511, clarifying the determination of the definition of a country under the General Agreement on Tariffs and Trade, and reviewing the effectiveness of section 301 of the Trade Act of 1974 in enforcing the trade agreement rights of the United States and responding to foreign practices that are inconsistent with trade agreement provisions or burden or restrict U.S. commerce, after receiving testimony from William E. Brock, Jr., U.S. Trade Representative; Thomas Hammer, Deputy Under Secretary of Agriculture for International Affairs and Commodity Programs, Foreign Agricultural Service; Robert N. Hampton, National Council of Farmer Cooperatives; Robert Frederick, National Grange; Julian B. Heron, Heron, Haggart, Ford, Burchette and Ruckert; Mark R. Sandstrom, Thompson, Hine, and Flory; Paul C. Rosenthal, Collier, Shannon, Rill & Scott; and Alan Wolff, Verner, Liipfert, Bernhard and McPherson, all of Washington, D.C.; and Ray Campbell, Poultry and Egg Institute of America, Arlington, Virginia.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Keith L. Brown, of Colorado, to be Ambassador to the Kingdom of Lesotho, and William R. Casey, Jr., of Colorado, to be Ambassador to the Republic of Niger, after the nominees, who were introduced by Senator Armstrong, testified and answered questions in their own behalf.

## VOTING RIGHTS ACT

*Committee on the Judiciary:* Subcommittee on the Constitution resumed hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights; Frank Parker, Lawyer's Committee for Civil Rights Under Law, Washington, D.C.; Robert Brinson, Rome, Georgia; and Thomas McCain, Edgefield, South Carolina.

Hearings continue tomorrow.

## LAW ENFORCEMENT—FEDERAL ASSISTANCE

*Committee on the Judiciary:* Subcommittee on Juvenile Justice held hearings on proposed legislation providing Federal financial assistance to State and local law enforcement agencies, and to review the effects of budgetary reductions for criminal justice assistance programs, receiving testimony from Stanley Morris, Associate Deputy Attorney General, and Robert F. Diegelman, Acting Director, Office of Justice Assistance, Research, and Statistics, both of the Department of Justice; Cornelius J. Behan, Baltimore County Police Department, Baltimore, Maryland; Joseph A. Fusco, Atlantic County Prosecutor, Atlantic City, New Jersey; and William W. Treanor, Consultant, and Mary Louise Westmoreland, Counsel, both to the Subcommittee on Juvenile Justice.

Hearings were recessed subject to call.

## FBI

*Committee on the Judiciary:* Subcommittee on Security and Terrorism concluded closed oversight hearings on activities of the Federal Bureau of Investigation, after receiving testimony from Edward J. O'Malley, Assistant Director, Intelligence Division; Charles P. Monroe, Jr., Assistant Director, Criminal Investigative Division; and Clyde Groover, Deputy Assistant Director, Administrative Security Division, all of the Federal Bureau of Investigation, Department of Justice.

## COMMITTEE BUDGET REQUESTS

*Committee on Rules and Administration:* Committee concluded hearings to receive testimony from Senators, as individuals, in support of resolutions requesting funds for expenses of their respective committees, as follows:

*Foreign Relations* (S. Res. [illegible]—$[illegible]), Senators Percy and Pell.

*Small Business* (S. Res. [illegible]—$[illegible]), Senator Weicker.

*Governmental Affairs* (S. Res. [illegible]—$[illegible]), Senators Roth, Eagleton, and Nunn.

*Agriculture, Nutrition, and Forestry* (S. Res. [illegible]—$1,122,000), Senators Helms and Huddleston.

*Budget* (S. Res. [illegible]—$[illegible]), Senators Domenici and Hollings.

*Aging* (S. Res. [illegible]—$[illegible]), Senators Heinz and Chiles.

Committee will continue its hearings on other committee funding resolutions on Tuesday, February 23.

## VETERANS' PROGRAMS

*Committee on Veterans' Affairs:* Committee concluded hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and consider recommendations which it will make thereon to the Budget Committee, after receiving testimony from Robert P. Nimmo, Administrator, and [illegible], Comptroller, both of the Veterans' Administration; and [illegible], Veterans of Foreign Wars of the

United States, and Charles E. Joeckel, Jr., Disabled American Veterans, both of Washington, D.C.

BUSINESS MEETING

*Select Committee on Indian Affairs:* Committee approved for reporting the following bills:

S. 159, authorizing the exchange of certain land held by the Navajo Indian Tribe and the Bureau of Land Management, Department of the Interior, with an amendment in the nature of a substitute;

S. 503, providing for the purchase, sale and exchange of lands by the Devils Lake Sioux Indian Tribe of the Devils Lake Sioux Reservation, North Dakota, with amendments;

S. 792, establishing a National Institute of Native American Culture and Arts Development, with amendments;

S. 1468, designating a portion of land in Harney County, Oregon, to be held in trust for the Burns Paiute Indian Tribe, with an amendment; and

H.R. 4001, providing for the exchange of certain land in New Mexico, held in trust by the U.S. for the Navajo Indian Tribe, with an amendment, and in lieu of S. 1779.

S. 1986, providing for the use and distribution of funds awarded in specific cases to the Blackfeet and Gros Ventre Indian Tribes and the Assiniboine Tribe of the Fort Belknap Indian Reservation, Montana.

Committee also began consideration of S. 563, authorizing the States and Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country, and S. 1340, providing for the use and distribution of judgement funds awarded to the Clallam Indian Tribe, State of Washington, but did not complete action thereon.

Committee agreed to accept the House amendment to S. 478, providing for the partition or sale of certain restricted Indian land in the State of Kansas, being held at the Senate desk.

---

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Monday, February 22.

## *Committee Meetings*

No committee meetings were held.

# *Monday, February 22, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 1770–1790*

**Bills Introduced:** Two bills were introduced, as follows: S. 2116 and S. 2117.

Page 1786

**Bills Reported:** Reports were made as follows:

On February 17, during the adjournment:

Conference report on the differences between the Senate- and House-passed versions of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage (S. Rept. No. 97–333).

Pages 1786–1787

**George Washington's Farewell Address:** George Washington's Farewell Address was read to the Senate by Senator Inouye.

Pages 1771–1772

**Presidential Messages:** Senate received the following messages from the President during the adjournment:

On Thursday, February 18, transmitting the quarterly report on East-West Trade, which was referred to the Committee on Finance. (PM–113)

On Friday, February 19, reporting a revision to a rescission proposal previously reported for fiscal year 1982 affecting the Mine Safety and Health Administration, Department of Labor, which was referred jointly to the Committees on Appropriations, Budget, and Labor and Human Resources. (PM–114)

Page 1784

**Injunction of Secrecy Removed:** The injunction of secrecy was removed from the International Convention on the Simplification and Harmonization of Customs Procedures, with Annexes (Treaty Doc. No. 97–23), transmitted to the Senate today, was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed.

Pages 1776–1777

**Nominations:** Senate received the following nominations during the adjournment:

On Thursday, February 18:

James P. Hickman, to be U.S. Marshal for the Southern District of West Virginia.

Two Coast Guard nominations in the rank of Admiral.

One Air Force nomination in the rank of General.

Five Marine Corps nominations in the rank of General.

Routine lists of Army, Navy, Air Force, Marine Corps, and Coast Guard nominations.

On Friday, February 19.

John L. Coffe, of Wisconsin, to be U.S. Circuit Judge for the Seventh Circuit.

William W. Caldwell, to be U.S. District Judge for the Middle District of Pennsylvania.

Glenn E. Mencer, to be U.S. District Judge for the Western District of Pennsylvania.

Earl L. Rife, to be U.S. Marshal for the Northern District of Ohio.

Rita M. Lavelle, of California, to be an assistant administrator of the Environmental Protection Agency.

10 Marine Corps nominations in the rank of General.

Pages 1791-1801

Messages From the President: Page 1784

Messages From the House: Page 1785

Measures Referred: Page 1785

Communications: Pages 1785-1786

Statements on Introduced Bills: Page 1786

Notices of Hearings: Page 1787

Committee Authority To Meet: Pages 1787-1788

Additional Statements: Pages 1787-1790

Nominations: Page 1791-1801

**Recess:** Senate met at 12 noon, and recessed at 1:17 p.m. until 11:30 a.m., on Tuesday, February 23, 1982.

## *Committee Meetings*

### FEDERAL NUTRITION PROGRAMS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Nutrition held oversight hearings on the status of Federal nutrition programs, focusing on the impact of the Administration's nutrition programs for 1982 and proposals for fiscal year 1983, receiving testimony from Mary Jarratt, Assistant Secretary of Agriculture for Food and Consumer Services; Gerald Peterson, Assistant Inspector General for Audits, Department of Agriculture; Jean Mayer, Tufts University, Medford, Massachusetts; Alvin Mauer, St. Jude Children's Research Hospital, Memphis, Tennessee; Richard Nathan, Princeton University, *Princeton, New Jersey; Bishop Joseph Sullivan*, Brooklyn, New York, representing the U.S. Catholic Conference; Robert Greenstein, Center on Budget and Policy Priorities, Washington, D.C.; Michael Reagan, Iowa Department of Social Services, Des Moines, on behalf of the National Council of Public Welfare Administrators; Sammie L. Putt, Tennessee Department of Public Welfare, Nashville; George Graham, Johns Hopkins University, Baltimore, Maryland; Milton Kotelchuck, Harvard School of Medicine, Cambridge, Massachusetts; Doug Paterson, Michigan State WIC (Women, Infants, & Children Supplemental Feeding) Program, Madison; and John MacQueen, University of Iowa, Iowa City.

Hearings continue tomorrow.

### APPROPRIATIONS—INTERIOR/FINE ARTS/NATL. GALLERY

*Committee on Appropriations:* Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Office of Water Research and Technology, Department of the Interior from Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources, Gary D. Cobb, Director, Office of Water Research and Technology, and Joseph W. Gorrell, Director of the Budget, Office of the Secretary, all of the Department of the Interior; in behalf of funds for the Commission of Fine Arts from J. Carter Brown, Chairman, Commission of Fine Arts; and in behalf of funds for the National Gallery of Art from J. Carter Brown, Director, National Gallery of Art, who was accompanied by several of his associates.

Subcommittee will meet again on Thursday, February 25.

### APPROPRIATIONS—NIH

*Committee on Appropriations:* Subcommittee on the Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1983 for the National Institutes of Health, receiving testimony from Thomas E. Malone, Acting Director, Robert N. Butler, Director, National Institute on Aging, James F. O'Donnell, Acting Director, Division of Research Resources, Claude J. M. Lenfant, Director, John E. Fogarty International Center, Martin M. Cummings, Director, National Library of Medicine, and Calvin B. Baldwin, Associate Director for Administration, Office of the Director, all of the National Institutes of Health, Department of Health and Human Services.

Hearings continue tomorrow.

### APPROPRIATIONS—BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1983 for the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, and its proposed transfer of functions to the U.S. Secret Service and U.S. Customs Service, receiving testimony from Ed Soderman, Arizona Department of Liquor, Licenses and Control, Phoenix, on behalf of the National Conference of State Liquor Administrators: Charles Nuzum, Florida Division of Alcohol and Tobacco, Tallahassee; Michael McKinney, Texas Alcoholic Beverage Commission, Austin; Terrence R. Flynn, New York Division of Beverage Control, and James Tulley, New York Commissioner of Taxes and Finances, both of Albany; Ray Norvell, DeLuca Liquor and Wine Ltd./Nevada Liquor and Wine, Inc., Las Vegas; William L. Fuller, Tualatin Vineyards, Forest Grove, Oregon; Norm Hayden, Old Fitzgerald Distillery, Louisville, Kentucky; E. Vincent O'Brien, International Federation of Wine and Spirits, New York City; Russell G. Cleary, Heileman Brewing Company, La Crosse, Wisconsin; L. A. Troske, St. Paul Companies, St. Paul, Minnesota; Philip Simkins, The Fireman's Fund, San Francisco, California; Louis Ehrlich, Jr., National Association of Tobacco Distributors, Kansas City, Missouri; Norman Darwick, International Association of Chiefs of Police, Gaithersburg, Maryland; Joseph R. Price, Federal Criminal Investigators Association, North Ridgeville, Ohio; John Duffy, San Diego, California, on behalf of the Police Executive Research Forum; Robert B. Smith, National Fire Protection Association, J. Robert Murphy and Leon Rothenberg, both on behalf of the National Tobacco Tax Association and National Association of Tax Administrators, Lawrence Pratt, on behalf of Gun Owners of America; Michael K. Beard, Ban Handgun Coalition, and Bruce Silverglade, Center for Science in the Public Interest, all of Washington, D.C., and Christopher L. Davis, on behalf of the National Skeet Shooting Association, San Antonio, Texas.

Hearings continue tomorrow.

## NRC BUDGET

*Committee on Environment and Public Works:* Committee held hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Nuclear Regulatory Commission from Nunzio J. Palladino, Chairman, John F. Ahearne, Peter A. Bradford, and Victor Gilinsky, all Commissioners, William J. Dircks, Executive Director for Operations, Harold R. Denton, Director, Office of Nuclear Reactor Regulation, Richard C. DeYoung, Director, Office of Inspection and Enforcement, John G. Davis, Director, Office of Nuclear Material Safety and Safeguards, and Robert B. Minogue, Director, Office of Nuclear Regulatory Research, all of the Nuclear Regulatory Commission.

Hearings continue tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 14 Public bills, H.R. 5543–5556; 1 private bill, H.R. 5557; and 5 resolutions, H.J. Res. 407 and 408, H. Con. Res. 271, and H. Res. 367 and 368 were introduced.

Pages 1823–1824

**Bills Reported:** Reports were filed as follows:

Conference report on S. 1503, to authorize the President to allocate supplies of crude oil, residual fuel oil, and refined petroleum products during a severe petroleum supply shortage (H. Rept. 97–432); and

H.R. 5366, to amend title 5, United States Code, to provide permanent authorization for Federal agencies, to use flexible and compressed employee work schedules, amended (H. Rept. 97–433).

Page 1824

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 1802

**Bill Rereferred:** Committee on the Judiciary was discharged from further consideration of H.R. 4692, authorizing the President of the United States to award, in the name of the Congress, the Medal of Honor to Ernest L. Wrentmore. The bill was subsequently rereferred to the Committee on Armed Services.

Page 1817

**Presidential Messages**—Received and read the following messages from the President:

*East-West trade:* Message transmitting the quarterly report on East-West Trade covering the second quarter of 1981—referred to the Committee on Ways and Means; and

*Revision to rescission:* Message transmitting the President's revision to a rescission proposal previously reported decreasing the amount proposed for rescission by $2.0 million affecting the Mine Safety and Health Administration of the Department of Labor—referred to Committee on Appropriations and ordered printed (H. Doc. 97–143).

Page 1812

**Lobbyists:** The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the fourth calendar quarter of 1981, and reports for the third calendar quarter of 1981 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Pages 1825–1960

**Adjournment:** Met at [illegible] and adjourned at 12 [illegible] p.m.

## Committee Meetings

### USDA BUDGET PROPOSALS

*Committee on Agriculture:* On February [illegible], the Committee held a hearing on the 1984 budget proposals for the Department of Agriculture and related agencies. Testimony was heard from John R. Block, Secretary, and other officials of the Department of Agriculture.

### OVERSIGHT

*Committee on Agriculture:* On February [illegible], the Subcommittee on Department Operations, Research, and Foreign Agriculture held an oversight hearing on the USDA [illegible] Service, Science and Education Administration. Testimony was heard from the following officials of the USDA: Raymond D. Lett, Executive Assistant to the Secretary; and Dr. Mary Nell Greenwood, Federal Administrator, [illegible] Service.

Hearings continue March [illegible].

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* [illegible] Agriculture, Rural Development, and Related Agencies [illegible] testimony from John R. Block, Secretary of Agriculture.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* [illegible] Energy and Water Development [illegible] Corps of Engineers [illegible] Southwestern Division, and [illegible]. Testimony was heard from the following Division Engineers: Maj. Gen. [illegible], South Atlantic Division; Maj. Gen. Hugh [illegible], Southwestern Division; and Brig. Gen. [illegible], [illegible] Pacific Division.

On February [illegible] and [illegible], the Subcommittee [illegible] Secretary of the Army [illegible] Heiberg, Chief of Engineers; [illegible] Engineers: Maj. Gen. William E. Read, Lower Mississippi Division; Brig. Gen. [illegible], North Central Division; Brig. Gen. Thomas A. Sands, North Atlantic Division; and Col. [illegible] Edgar III, New England Division.

Hearings continue tomorrow.

### LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* On February [illegible], the Subcommittee on Legislative Branch held a hearing on the House of Representatives and Joint Items. Testimony was heard from Officers of the House.

### ENTITLEMENT PROGRAMS AND THE BUDGET

*Committee on the Budget:* [illegible] Entitlements [illegible] held a hearing [illegible] Office of Management and Budget [illegible]. Testimony was heard from [illegible] Director, [illegible].

Hearings continue [illegible].

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* On February [illegible], the Committee held a hearing [illegible] Budget Resolution [illegible] of Management and Budget.

Hearings continue February [illegible].

### CLEAN AIR ACT AMENDMENTS

[illegible] Health and the Environment [illegible] H.R. [illegible].

On February [illegible] [illegible] public witnesses.

Hearings [illegible].

### DEPARTMENT OF ENERGY

[illegible] Department of Energy [illegible] and public witnesses.

### AT&T SETTLEMENT

[illegible] and public witnesses.

Hearings continue tomorrow.

### CIVILIAN NARCOTICS LAW ENFORCEMENT

*Committee on Government Operations:* [illegible] a hearing on [illegible].

ics Law Enforcement. Testimony was heard from William von Raab, Commissioner, U.S. Customs Service, Department of the Treasury and James J. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower Reserve Affairs and Logistics.

## COMMODITY FUTURES TRADING COMMISSION

*Committee on Government Operations:* On February 18, the Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the 1982 Report of the GAO on the Commodity Futures Trading Commission. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO.

## MINE SAFETY AND HEALTH ACT

*Committee on Government Operations:* On February 18 and 19, the Subcommittee on Manpower and Housing held hearings on the Mine Safety and Health Act (MSHA). Testimony was heard from Robert Magee, Deputy Inspector General, Department of Labor and Robert L. Marovelli, Director, Mineral Health and Safety Technology, Bureau of Mines, Department of the Interior and public witnesses.

## IRS PERSONNEL ACTION

*Committee on Government Operations:* On February 17, the Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on IRS Personnel Action in the dismissal of an employee. Testimony was heard from an official of the IRS, Department of the Treasury and public witnesses.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on the State of the National Park System and the Department of the Interior Budget. Testimony was heard from James G. Watt, Secretary of the Interior and Russell Dickenson, Director, National Park Service, Department of the Interior.

## OVERSIGHT

*Committee on the Judiciary:* On February 18, the Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded oversight hearings on the dismissal of a U.S. Parole Commissioner. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General, Department of Justice.

## OVERSIGHT

*Committee on the Judiciary:* On February 17, the Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on Statue of Limitations for Indian Claims. Testimony was heard from the following officials of the Department of the Interior: Roy A. Sampsel, Deputy Assistant Secretary for Indian Affairs and Moody Tidwell, Deputy Solicitor; Carol Dinkins, Assistant Attorney General, Department of Justice and public witnesses.

## ENDANGERED SPECIES ACT AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the reauthorization of the Endangered Species Act. Testimony was heard from public witnesses.

Hearings continue March 8.

## NATIONAL MARINE FISHERIES SERVICE BUDGET

*Committee on Merchant Marine and Fisheries:* On February 18, the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the 1983 Budget of the National Marine Fisheries Service. Testimony was heard from William Gordon, Director, National Marine Fisheries Service, Department of Commerce and public witnesses.

## FISH AND WILDLIFE SERVICE BUDGET

*Committee on Merchant Marine and Fisheries:* On February 17, the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the 1983 Budget for the U.S. Fish and Wildlife Service. Testimony was heard from Robert Jantzen, Director, U.S. Fish and Wildlife Service, Department of the Interior and public witnesses.

## MILITARY POSTAL PRIVILEGES

*Committee on Post Office and Civil Service:* Subcommittee on Investigations held a hearing on military postal privileges. Testimony was heard from Thomas Tracy, Assistant Secretary of State for Administration and public witnesses.

## FEDERAL CLEAN WATER ACT IMPLEMENTATION

*Committee on Public Works and Transportation:* On February 18, the Subcommittee on Investigations and Oversight held a hearing on the implementation of the Federal Clean Water Act concerning waiver provisions for ocean discharges. Testimony was heard from public witnesses.

## NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications held a hearing on fiscal year 1983 NASA authorization. Testimony was heard from the following officials of NASA: Dr. Burton Edelson, Associate Administrator, Office of Space, Science and Applications and Andrew Stofan, Deputy Associate Administrator, Office of Space, Science and Applications.

Hearings continue tomorrow.

### NASA AERONAUTICS AUTHORIZATION

*Committee on Science and Technology:* On February 17, the Subcommittee on Transportation, Aviation and Materials held a hearing on fiscal 1983 NASA Aeronautics authorization. Testimony was heard from Dr. Jack Kerrebrock, Associate Administrator for Aeronautics and Space Technology, NASA.

### WORKER COMPENSATION RATEMAKING PRACTICES

*Committee on Small Business:* On February 18, the Subcommittee on General Oversight held a hearing on worker compensation ratemaking practices. Testimony was heard from public witnesses.

### ADMINISTRATION'S BUDGET

*Committee on Ways and Means:* Continued hearings on the current economic situation and the Administration's Budget. Testimony was heard from David A. Stockman, Director, Office of Management and Budget and Donald T. Regan, Secretary of the Treasury.

On February 18 and 19, the Committee heard testimony from public witnesses.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, February 23, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 2052–2161*

**Bills Introduced:** Fourteen bills and three resolutions were introduced, as follows: S. 2118–2131, S.J. Res. 147, S. Con. Res. 66, and S. Res. 321.

Pages 2114-2115

**Department of Justice Authorizations, 1982:** Senate resumed consideration of S. 951, authorizing funds for the Department of Justice, 1982, tabling en bloc the remaining committee amendments thereto, and considering the following amendments proposed thereto, which are still pending:

(1) Johnston Amendment No. 1250, authorizing appropriations for the Department of Justice, forbidding the Department of Justice from maintaining actions which require mandatory busing, and limiting the power of courts to order busing.

Page 2079

(2) Johnston Amendment No. 1252, authorizing appropriations for the Department of Justice, forbidding the Department of Justice from maintaining actions which require mandatory busing, and limiting the power of courts to order busing.

Page 2083

(3) Gorton Amendment No. 1258 (to Johnston Amendment No. 1252), adding a new section which would secure the right of students entitled to equal protection of the laws to be free from purposeful discrimination and segregation and to be treated in a racially neutral manner with regard to their assignment to public schools providing free public education.

Page 2086

During consideration of this measure today, Senate took the following rollcall votes:

By 83 yeas to 5 nays, Senate agreed to a motion to request the attendance of absent Senators.

Pages 2078-2079

By 82 yeas to 6 nays, Senate agreed to a motion to request the attendance of absent Senators. Page 2057

Pages 2079-2108

**Nominations:** Senate received the following nominations:

Peter H. Dailey, of California, to be Ambassador to Ireland.

Peter O. Murphy, of the District of Columbia, for the rank of Ambassador during his tenure of service as U.S. Negotiator on Textile Matters.

Carol Los Mansmann, to be U.S. District Judge for the Western District of Pennsylvania.

Salvatore R. Martoche, to be U.S. Attorney for the Western District of New York.

James B. Wyngaarden, of North Carolina, to be Director of the National Institutes of Health.

Page 2161

**Messages From the President:** Page 2112

**Messages From the House:** Page 2112

**Communications:** Pages 2112-2113

**Statements on Introduced Bills:** Pages 2114-2132

**Committee Authority To Meet:** Page 2134

**Additional Statements:** Pages 2135-2161

**Nominations:** Page 2161

**Quorum Calls:** Two quorum calls were taken today. (Total—6)

Pages 2078-2086

**Record Votes:** Two record votes were taken today. (Total—15)

Pages 2078-2087

**Recess:** Senate convened at 11:30 a.m., and recessed at 6:49 p.m., until 10 a.m., on Wednesday, February 24, 1982. (For Senate's program see remarks of Senator Stevens in today's Record on page 2161.)

## *Committee Meetings*

### FEDERAL NUTRITION PROGRAMS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Nutrition concluded oversight hearings on the status of Federal nutrition programs, focusing on the impact of the Administration's nutrition programs for 1982 and proposals for fiscal year 1983, after receiving testimony from Jane Wynn, American School Food Service Association, Diane Lorentz, American School Food Service Association, Patrick Healy, National Milk Producers Federation, Katharine Clancy, Society for Nutrition Education/Nutrition Consortium, and James Hacking, Association of Retired Persons, all of Washington, D.C.; Sarah Riley, North Carolina Child Nutrition Programs, Fayetteville; Dorothy Van Egmond Pannel, Fairfax County Public Schools, Springfield, Virginia; Wendy Garen, Crystal Stairs Child Food Care Program, Los Angeles, California; Patti Whitney-McCall, California Rural Legal Assistance Food Law Center, San Francisco; Robert Ohlzen, Illinois Child Nutrition Programs, Springfield; Ted Brown, Indianapolis, Indiana; and Loretta Schwartz-Nobel, Philadelphia, Pennsylvania.

## APPROPRIATIONS—NIH

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1983 for the National Institutes of Health, Department of Health and Human Services, receiving testimony from Thomas E. Malone, Acting Director, National Institutes of Health, Vincent T. DeVita, Jr., Director, National Cancer Institute, Peter L. Frommer, Acting Director, National Heart, Lung and Blood Institute, John F. Goggins, Acting Director, National Institute of Dental Research, Lester B. Salans, Acting Director, National Institute of Arthritis, Diabetes, and Digestive and Kidney Diseases, Murray Goldstein, Acting Director, National Institute of Neurological and Communicative Disorders and Stroke, Richard M. Krause, Director, National Institute of Allergy and Infectious Diseases, Ruth L. Kirschstein, Director, National Institute of General Medical Sciences, Betty H. Pickett, Acting Director, National Institute of Child Health and Human Development, Carl Kupfer, Director, National Eye Institute, and David P. Rall, Director, National Institute of Environmental Health Sciences, all of the National Institutes of Health.

Subcommittee will meet again on Friday, February 26.

## APPROPRIATIONS—BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government continued hearings on proposed budget estimates for fiscal year 1983 for the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, and its proposed transfer of functions to the U.S. Secret Service and U.S. Customs Service, receiving testimony from Senator Glenn; Representative Dingell; R. T. McNamar, Deputy Secretary of the Treasury; John M. Walker, Jr., Assistant Secretary of the Treasury for Enforcement and Operations; and Neil Knox, on behalf of the National Rifle Association, Washington, D.C.

Hearings were recessed subject to call.

## ARMY READINESS

*Committee on Armed Services:* Subcommittee on Preparedness concluded hearings to review Army operational readiness, after receiving testimony from General Frederick Kroesen, Commanding General, U.S. Army (Europe); General John A. Wickham, Jr., Commander-in-Chief, United Nations Command/Commander-in-Chief, Forces Command/Commander, U.S. Forces, (Korea), and Commander, Eighth U.S. Army, and Lt. General Marion Ross, Deputy Commanding General, U.S. Army Forces Command.

## NOMINATION/U.S.-U.S.S.R. STRATEGIC BALANCE

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces approved for full committee consideration the nomination of Vice Admiral Kinnaird R. McKee, to be Admiral, and Director, Office of Naval Nuclear Propulsion, Department of Energy. Prior to this action, the subcommittee concluded hearings on Vice Admiral McKee, after the nominee testified and answered questions in his own behalf.

Also, the subcommittee concluded hearings on the historical context of the U.S.-Soviet strategic balance, after receiving testimony from Robert Conquest, Hoover Institution, Stanford University, Stanford, California; Uri Ra'Anan, Tufts University, Medford, Massachusetts; and William F. Scott, Georgetown University, Washington, D.C.

## POLISH DEBT

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings to discuss the Polish economic and financial situation, and to review future credits to Eastern Europe, after receiving testimony from Senators Moynihan and Kasten; Lawrence S. Eagleburger, Under Secretary of State for Political Affairs; Beryl Sprinkel, Under Secretary of the Treasury for Monetary Affairs; Zdzislaw Rurarz, former Polish Ambassador to Japan; and Felix G. Rohatyn, Lazard Freres & Co., and John Petty, Marine Midland Bank, both of New York City.

## BUDGET

*Committee on the Budget:* Committee held hearings to review the Administration's proposed budget for fiscal year 1983, receiving testimony from David A.

Stockman, Director, Office of Management and Budget.

Hearings continue tomorrow.

## NASA AUTHORIZATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology and Space held hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration, receiving testimony from James M. Beggs, Administrator, NASA.

Hearings continue on Thursday, February 25.

## BUDGET—ENERGY

*Committee on Energy and Natural Resources:* Committee resumed hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Department of Energy from James B. Edwards, Secretary of Energy.

Hearings were recessed subject to call.

## EPA BUDGET

*Committee on Environment and Public Works:* Committee continued hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Environmental Protection Agency from Anne M. Gorsuch, Administrator, John W. Hernandez, Deputy Administrator, Kathleen M. Bennett, Assistant Administrator for Air, Noise, and Radiation, Courtney Riordan, Acting Assistant Administrator for Research and Development, William A. Sullivan, Enforcement Counsel, John A. Todhunter, Assistant Administrator for Pesticides and Toxic Substances, C. Morgan Kinghorn, Comptroller, and Christian J. Cooper, Acting Assistant Administrator for Solid Waste and Emergency Response, all of the Environmental Protection Agency.

Committee will meet again tomorrow.

## 1983 BUDGET

*Committee on Finance:* Committee held hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony on budget deficits, interest rates, and proposed reductions in Government spending from Donald T. Regan, Secretary of the Treasury.

Hearings continue tomorrow.

## COMMODITY FRAUD

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations held oversight hearings on the activities of the Commodity Futures Trading Commission, focusing on nationwide commodity fraud investment schemes, receiving testimony from Richard Latham, Texas Securities Commissioner, Austin; Tom Krebs, Alabama Securities Commissioner, Montgomery; Michael Collora, Boston, Massachusetts, former Assistant U.S. Attorney; Norris Penland, U.S. Postal Inspector, Miami, Florida; George Connor, Quakertown, Pennsylvania; Barbara Hess, Blairstown, New Jersey; Dave Schonbach, Wilmington, Delaware; Pauline Hazebrouck, Woonsocket, Rhode Island; and two fraud defendants.

Hearings continue tomorrow.

## ERISA COMPLIANCE

*Committee on Labor and Human Resources:* Committee held oversight hearings to review the Department of Labor's handling of enforcement cases involving abuse of union pension funds by union leaders and organized crime figures, focusing on the Southern Nevada Culinary Workers' Pension Fund case, receiving testimony from T. Timothy Ryan, Jr., Solicitor of Labor, Jeffrey N. Clayton, Administrator, Pension and Welfare Benefit Program, Monica Gallagher, Associate Solicitor, Plan Benefits Security Division, John Hardin Young, Trial Counsel; and Thomas Kane, Chief, Division of Reporting and Enforcement (PWBP), all of the Department of Labor.

Hearings continue tomorrow.

## SBA BUDGET

*Committee on Small Business:* Committee held hearings to review those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Small Business Administration from Donald R. Templeman, Acting Administrator, and Edwin Holloway, Acting Assistant Administrator for Finance and Investment, both of the Small Business Administration; John Sower, National Association of Development Companies, Walter B. Stults, National Association of Small Business Investment Companies, and Patrick Owen Burns, American Association of Minority Small Business Investment Companies, all of Washington, D.C.; Eben Graves, Jr., E. M. Graves Investment Companies, Southport, Connecticut; and Anthony E. Cone, Blyth, Eastman, Paine Webber, San Francisco, California.

Hearings were recessed subject to call.

## DISABLED AMERICAN VETERANS

*Committee on Veterans' Affairs:* Committee held hearings to receive legislative recommendations for fiscal year 1983, receiving testimony in behalf of programs for Disabled American Veterans from Sherman E.

Roodzant, Commander, Disabled American Veterans, Santa Ana, California.

Hearings continue on Tuesday, March 2.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 22 public bills, H.R. 5558–5579; 3 private bills, H.R. 5580–5582; and 4 resolutions, H. Con. Res. 272–274, and H. Res. 369 were introduced.

**Pages 2049–2050**

**Report Filed:** One report was filed as follows: Report entitled "Job Creation and the Revitalization of Small Business" (H. Rept. 97–434).

**Page 2049**

**Adjournment:** Met at noon and adjourned at 12:56 p.m.

## *Committee Meetings*

### BUDGET

*Committee on Agriculture:* Ad Hoc Subcommittee on the Budget met to consider the fiscal year 1983 budget proposals.

Will continue tomorrow.

### COMMODITY FUTURES TRADING COMMISSION REAUTHORIZATION

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development held a hearing on legislation reauthorizing the Commodity Futures Trading Commission. Testimony was heard from Representative Smith of Iowa; departmental and public witnesses.

Hearings continue tomorrow.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Board for International Broadcasting; U.S. Metric Board, and Arms Control and Disarmament Agency. Testimony was heard from Frank Shakespeare, Chairman, Board for International Broadcasting; Francis Dugan, Chairman, U.S. Metric Board and Eugene Rostow, Director, Arms Control and Disarmament.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense and the Subcommittee on Military Construction met in executive session to hold a joint hearing on World-Wide Intelligence Overview. Testimony was heard from John McMahon, Executive Director, CIA.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on Corps of Engineers, in particular Ohio River Division and Missouri River Division. Testimony was heard from the following Division Engineers: Brig. Gen. Richard S. Kem, Ohio River Division and Brig. Gen. Mark J. Sisinyak, Missouri River Division.

Hearings continue tomorrow.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on American Battle Monuments Commission; Cemeterial expenses, Army. Testimony was heard from Major General A. J. Adams, Secretary of the American Battle Monuments Commission, and Colonel J. E. Gleason, Director, Casualty and Memorial Affairs, Office of the Adjutant General, Department of the Army.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Bureau of Indian Affairs, Indian Health Service, Indian Education. Testimony was heard from public witnesses.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Railroad Retirement Board; National Mediation Board; National Commission on Student Financial Aid; Soldiers and Airmen's Home; Federal Mediation and Conciliation Service; Federal Mine Safety and Health Review Commission. Testimony was heard from agency witnesses.

### LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on Joint Committee on Taxation; Joint Economic Committee and GPO. Testimony was heard from Representatives Rostenkowski and Reuss and Danford L. Sawyer, Jr., Public Printer.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on fiscal year 1983 Military Construction, Construction Overview, Status of Prior Program. Testimony was heard from

James N. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Joel E. Bonner, Assistant Secretary of the Army for Installation, Logistics and Financial Management; George A. Sawyer, Assistant Secretary of the Navy for Shipbuilding and Logistics and Tidal McCoy, Assistant Secretary of the Air Force for Manpower, Reserve Affairs and Installations.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation heard testimony from Andrew L. Lewis, Jr., Secretary of Transportation.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on U.S. Postal Service. Testimony was heard from William F. Bolger, Postmaster General.

## CLASSIFIED BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified briefing on the strategic threat as the beginning of a review of strategic policy and the strategic modernization program of the Administration. The Committee was briefed by James Miller, Chief, Weapons and Systems Division, Defense Intelligence Agency and James P. Wade, Jr., Principal Deputy Under Secretary for Research and Engineering, Department of Defense.

## STRATEGIC MODERNIZATION PROGRAM

*Committee on Armed Services:* Held a hearing to review strategic policy and the strategic modernization program of the Administration. Testimony was heard from Richard Burt, Director, Bureau, Politico-Military Affairs, Department of State and Richard N. Perle, Assistant Secretary for International Security Policy, Department of Defense.

Hearings continue tomorrow.

## GASOLINE DEALERS ANTI-SURCHARGE LEGISLATION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage held a hearing on H.R. 5362, to amend the Truth in Lending Act to prohibit the imposition of a surcharge on any service station operator who honors a credit card issued by a gasoline company. Testimony was heard from Representative Bedell and public witnesses.

## OVERSIGHT-COAL MINE DISASTERS

*Committee on Education and Labor:* Subcommittee on Health and Safety held an oversight hearing on the coal mine disasters which occured in December of 1981 and January of 1982. Testimony was heard from Representative Rahall and Ford B. Ford, Assistant Secretary of Labor for Mine Safety and Health.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Human Resources held an oversight hearing on "Head Start: Directors for the Next Three Years," a policy position paper issued by the Administration on Children, Youth and Families. Testimony was heard from Representatives Chisholm and Dunn; Dorcas R. Hardy, Assistant Secretary for Human Development Services, Department of Health and Human Services and public witnesses.

## TEACHER EXCELLENCE

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held a hearing on a resolution to encourage the States to establish commissions on teacher excellence. Testimony was heard from public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment concluded hearings on H.R. 5252, Clean Air Act Amendments of 1981. Testimony was heard from public witnesses.

## SMALL BUSINESS INNOVATION AND DEVELOPMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment approved for full Committee action as amended H.R. 4326, Small Business Innovation and Development Act.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance continued hearings on "The Proposed Antitrust Settlement of *U.S. v. AT&T*." Testimony was heard from public witnesses.

Hearings continue tomorrow.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on implementation of Congressionally-mandated human rights provisions. Testimony was heard from Elliot Abrams, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State.

## EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs continued hearings on Presidential Certification on El Salvador (Part II). Testimony was heard from public witnesses.

Hearings continue February 25.

## FOREIGN INVESTMENT IN THE UNITED STATES

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on Foreign Investment in the United States: Current Issues. Testimony was heard from Representative Rosenthal; Harvey E. Bale, Jr., Assistant U.S. Trade Representative for Investment Policy; Marc E. Leland, Assistant Secretary for International Affairs, Department of the Treasury; Elinor Constable, Deputy Assistant Secretary for International Finance and Development, Department of State, and a public witness.

## ARMS POLICY

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on U.S. Arms Control Policy and Theater Nuclear Forces in Europe. Testimony was heard from Eugene V. Rostow, Director, Arms Control and Disarmament; Richard R. Burt, Director, Bureau of Politico-Military Affairs, Department of State and Richard Perle, Assistant Secretary of Defense for International Security Policy.

## RENAL DISEASE PROGRAM

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources held a hearing on the management of the End Stage Renal Disease Program. Testimony was heard from the following officials of the Department of Health and Human Services: Richard P. Kusserow, Inspector General; Larry K. Simmons, Acting Associate Director, Office of Auditing and Raymond Yak, Assistant Regional Audit Director, Region II.

Hearings continue tomorrow.

## COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and considered resolutions for the following Committees: Rules; Post Office and Civil Service and Government Operations.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Held an oversight hearing on the fiscal year 1983 budget for Bureau of Indian Affairs, Indian Health Service, and Navajo/Hopi Relocation Commission. Testimony was heard from Ken Smith, Assistant Secretary of Indian Affairs, Department of the Interior; Dr. Everett Rhoades, Director, Indian Health Service, Department of Health and Human Services; from the following officials of the Navajo/Hopi Relocation Commission: Steve Goodrich, Acting Director and Holly Atkinson, Commissioner and public witnesses.

## BUDGET REQUESTS

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining held a hearing on fiscal year 1983 budget requests for U.S. Geological Survey and Bureau of Mines. Testimony was heard from the following officials of the Department of the Interior: Perry Pendley, Deputy Assistant Secretary of Energy and Minerals and Acting Director of the Minerals Management Service; Dallas Peck, Director, Geological Survey and Robert Horton, Director, Bureau of Mines.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on fiscal year 1983 budget requests for U.S. Forest Service, U.S. Fish and Wildlife Service, and Trust Territory of the Pacific Islands. Testimony was heard from Douglas R. Leisz, Associate Chief, Forest Service, USDA; from the following officials of the Department of the Interior: Robert Jantzen, Director, Fish and Wildlife Service and Pedro Sanjuan, Assistant Secretary for Territorial and International Affairs and public witnesses.

## DEPARTMENT OF JUSTICE AUTHORIZATION

*Committee on the Judiciary:* Held a hearing on the Department of Justice authorization. Testimony was heard from William French Smith, Attorney General.

## LAW OF THE SEA

*Committee on Merchant Marine and Fisheries:* Held a hearing on the Third U.N. Conference on the Law of the Sea. Testimony was heard from James L. Malone, Assistant Secretary of State, Bureau of Oceans and Scientific Affairs.

Hearings continue March 2.

## MARTIN LUTHER KING'S BIRTHDAY

*Committee on Post Office and Civil Service:* Subcommittee on Census and Population held a hearing on proposals to declare Martin Luther King's birthday a national holiday. Testimony was heard from Representatives Rodino, Hoyer and McDonald; Marion Barry, Mayor, District of Columbia; Douglas Wilder, State Senator, Virginia, and public witnesses.

## AIR TRAFFIC CONTROL SYSTEM

*Committee on Post Office and Civil Service:* Subcommittee on Investigations held a hearing on the air traffic control system. Testimony was heard from Jim Burnett, Acting Chairman, National Transportation Safety Board, and a public witness.

### POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue February 25.

### NOAA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research, and Environment held a hearing on NOAA authorization. Testimony was heard from public witnesses.

Hearings continue February 25.

### NSF AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology held a hearing on NSF authorization for fiscal year 1983. Testimony was heard from the following officials of the NSF: Dr. John B. Slaughter, Director; Dr. Donald Langenberg, Deputy Director, and Dr. Ernestine Friedl, member, National Science Board; James E. Hunt, Jr., Governor, State of North Carolina; Dr. Thomas F. Malone, Foreign Secretary, National Academy of Sciences, and public witnesses.

Hearings continue February 25.

### NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications continued hearings on NASA authorization for fiscal year 1983. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### FAA R&D AUTHORIZATIONS

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials held a hearing on fiscal year 1983 FAA R&D authorization. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation.

Hearings continue tomorrow.

### DAV LEGISLATIVE PROGRAM

*Committee on Veterans' Affairs:* Held a hearing to receive 1982 legislative program of the Disabled American Veterans. Testimony was heard from Sherman Roodzant, National Commander, DAV.

### ADMINISTRATION'S BUDGET

*Committee on Ways and Means:* Continued hearings on the current economic situation and the Administration's Budget. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

Hearings continue tomorrow.

### NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization met in executive session to hold a hearing on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from departmental witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, February 24, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 2237–2352*

**Bills Introduced:** Nine bills and six resolutions were introduced, as follows: S. 2132–2140, S.J. Res. 148–150, and S. Res. 322–324.

Pages 2279–2280, 2347

**Department of Justice Authorizations, 1982:** Senate continued consideration of S. 951, authorizing funds for the Department of Justice, 1982, rejecting further amendments proposed thereto, as follows:

(1) By 42 yeas to 49 nays, Gorton Amendment No. 1258 (to Johnston Amendment No. 1252), to add a new section which would secure the right of students entitled to equal protection of the laws to be free from purposeful discrimination and segregation and to be treated in a racially neutral manner with regard to their assignment to public schools providing free public education. (By 40 yeas to 51 nays, Senate earlier rejected a motion to table the amendment; and by 49 yeas to 43 nays, Senate tabled a motion to reconsider.)

Page 2244

(2) Weicker Amendment No. 457 (to Johnston Amendment No. 1252), to authorize the Drug Enforcement Administration to set aside 30 percent of the net amount realized from the forfeiture of seized assets and credit such amounts to the current appropriation account for the purpose of award of compensation to informers in respect to such forfeitures. (By 62 yeas to 31 nays, Senate tabled the amendment.)

Page 2341

During consideration of this measure today, Senate also took the following votes:

By 79 yeas to 8 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 2241

By 78 yeas to 10 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 2241

By 63 yeas to 30 nays, Senate sustained a decision of the Chair that Gorton Amendment No. 1258 is germane and in order.

Page 2244

By 87 yeas to 7 nays, Senate agreed to a motion to request the attendance of absent Senators.

Pages 2246-2247

By 82 yeas to 11 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 2253

By 83 yeas to 10 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 2339

By 66 yeas to 27 nays, Senate sustained a decision of the Chair that Johnston Amendment No. 1252 is germane and in order.

Page 2340

By 85 yeas to 7 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 2342

By 69 yeas to 23 nays, Senate tabled an appeal from the decision of the Chair that a quorum call was dilatory.

Page 2342

By 65 yeas to 28 nays, Senate tabled an appeal from the decision of the Chair that Baker Amendment No. 453 is not germane and not in order.

Page 2343

By 67 yeas to 25 nays, Senate tabled an appeal from the decision of the Chair that Baker Amendment No. 454 is dilatory and not in order.

Pages 2344-2345

By 68 yeas to 23 nays, Senate tabled an appeal from the decision of the Chair that Baker Amendment No. 455 is dilatory and not in order.

Page 2344

By 30 yeas to 60 nays, Senate rejected a motion to table the bill.

Page 2345

By 65 yeas to 26 nays, Senate tabled an appeal from the decision of the Chair that Baker Amendment No. 456 is dilatory and not in order.

Page 2345

By 65 yeas to 25 nays, Senate tabled an appeal from the decision of the Chair that Baker Amendment No. 459 is dilatory and not in order.

Page 2346

By 65 yeas to 25 nays, Senate tabled an appeal from the decision of the Chair that Baker Amendment No. 461 is dilatory and not in order.

Page 2346

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, February 25.

Pages 2240-2256, 2326-2350

**Statements on Introduced Bills:** Pages 2279-2288, 2242

**Committee Authority To Meet:** Page 2240

**Additional Statements:** Pages 2291-2326, 2242-2246

**Quorum Calls:** Six quorum calls were taken today. (Total—12) Pages 2240, 2241, 2245, 2253, 2339, 2341

**Record Votes:** Twenty record votes were taken today. (Total—35)

Pages 2241, 2245-2246, 2253-2254, 2256, 2339-2340, 2341, 2342, 2343-2346

**Recess:** Senate convened at 10 a.m., and recessed on Thursday, February 25, at 1:21 a.m., until 10:30 a.m., the same day.

## *Committee Meetings*

### ECONOMY

*Committee on Appropriations:* Committee held hearings to review current economic conditions, receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisors; and David A. Stockman, Director, Office of Management and Budget.

Hearings continue tomorrow.

### STRATEGIC FORCES

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces held hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for strategic forces programs from General Bennie Davis, USAF, Commander-in-Chief, and Major General Christopher Adams, Deputy Director, Single Integrated Operations Plans, (S.I.O.P.), both of the Strategic Air Command; Richard D. DeLauer, Under Secretary of Defense for Research and Engineering; T. K. Jones, Deputy Under Secretary of Defense for Research and Engineering (Strategic and Theater Nuclear Forces); and James Miller, Chief, Weapons Systems, Defense Intelligence Agency.

Hearings were recessed subject to call.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of James Jay Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board.

### BUDGET

*Committee on the Budget:* Committee continued hearings to review the Administration's proposed budget for fiscal year 1983, receiving testimony from Donald T. Regan, Secretary of the Treasury.

Committee will meet again on Monday, March 1.

### TOURISM

*Committee on Commerce, Science, and Transportation:* Subcommittee on Business, Trade and Tourism held hearings on the economic impact of tourism, receiving testimony from Peter McCoy, Under Secretary of Commerce for Travel and Tourism; Herman Kahn, Hudson Institute, Croton on Hudson, New

York; William Toohey, George Williams, and Charles Gillett, all on behalf of the Travel Industry Association, Douglas Frechtling, U.S. Travel Data Center, Norman Sherlock, American Bus Association, and Norman Philion, Air Transport Association, all of Washington, D.C.; John D. Lesure, American Hotel and Motel Association, Altamonte Springs, Florida; and James Host, National Tour Brokers Association, Lexington, Kentucky.

Hearings continue tomorrow.

## HYDROELECTRIC DEVELOPMENT AND LICENSING

*Committee on Energy and Natural Resources:* Subcommittees on Energy Regulation and Water and Power concluded joint oversight hearings on hydroelectric development and related licensing procedures, after receiving testimony from Georgiana Sheldon, Commissioner, Federal Energy Regulatory Commission; Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior; and Douglas R. Leisz, Associate Chief, U.S. Forest Service, Department of Agriculture.

## FHA BUDGET

*Committee on Environment and Public Works:* Committee continued hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Federal Highway Administration from Drew L. Lewis, Jr., Secretary of Transportation; and Ray A. Barnhart, Jr., Administrator, Federal Highway Administration.

Hearings continue on Friday, February 26.

## 1983 BUDGET

*Committee on Finance:* Committee continued hearings to review those items in the President's budget for fiscal year 1983 which fall within the legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony on budget deficits, interest rates, and proposed reductions in government spending from Paul A. Volcker, Chairman, Board of Governors of the Federal Reserve System; Martin Feldstein, National Bureau of Economic Research, Cambridge, Massachusetts; Allan Meltzer, Carnegie-Mellon University, Pittsburgh, Pennsylvania; and Joseph Pechman, The Brookings Institution, and William Fellner, American Enterprise Institute for Public Policy Research, both of Washington, D.C.

Hearings continue on Monday, March 8.

## COMMODITY FRAUD

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings on the activities of the Commodity Futures Trading Commission, focusing on nationwide commodity fraud investment schemes, receiving testimony from Henry S. Eschwege, Director, Community and Economic Development Division, General Accounting Office; Roy Geffen, Subcommittee Staff Investigator; K. Houston Matney, Maryland Securities Commissioner, Baltimore; Michael Under, Massachusetts Securities Division, Eugene Fleming, and Edward Dangel, all of Boston, Massachusetts; Marc Kadish, Chicago-Kent College of Law, Chicago, Illinois; Robert Shoher, Lauderhill, Florida; Curtis L. Washington, Milwaukee, Wisconsin; Richard J. MacMillan, Hudson, New Hampshire; and three fraud defendants.

Hearings continue tomorrow.

## ERISA COMPLIANCE

*Committee on Labor and Human Resources:* Committee continued oversight hearings to review the Department of Labor's handling of enforcement cases involving abuse of union pension funds by union leaders and organized crime figures, focusing on the Southern Nevada Culinary Workers' Pension Fund case, receiving testimony from Monica Gallagher, Associate Solicitor, Plan Benefits Security Division, Edward Stern, Financial Analyst, Office of Management, Labor Management Services Administration, and John H. Young, Trial Counsel, all of the Department of Labor; and Ian Lanoff, former Administrator, Pension and Welfare Benefit Program, Department of Labor.

Hearings were recessed subject to the call.

## ALCOHOL AND DRUG ABUSE PREVENTION

*Committee on Labor and Human Resources:* Subcommittee on Alcoholism and Drug Abuse concluded oversight hearings on activities of the National Institute on Alcohol Abuse and Alcoholism and the National Institute on Drug Abuse, Department of Health and Human Services, focusing on alcohol and drug abuse prevention activities, after receiving testimony from Carlton Turner, White House Senior Policy Advisor, Office of Policy Development; Thomas Pauken, Director, ACTION; William Mayer, Administrator, William Pollin, Director, National Institute on Drug Abuse, and Loran Archer, Acting Director, National Institute on Alcohol Abuse and Alcoholism, all of the Alcohol, Drug Abuse and Mental Health Administration, Department of Health and Human Services; John Severinghaus, Dartmouth College, Hanover, New Hampshire; Gail Judd, Utah State PTA, Salt Lake City; Jerry McCord, South Carolina Commission on Alcohol and Drug Abuse, Columbia; Gordon L. Steinhauer, on behalf of the National Council on Alcoholism, Washington, D.C.; Otto Moulton, National Federation of Parents for Drug-Free Youth, Topsfield, Massachusetts; Barry Rhodes, New Hampshire Office of Alcohol and Drug Abuse Prevention, Concord; Robert Kramer, Ann Arundel County Drug and Alcohol Program, Annapolis; and Beverly Kinard, Colorado Federation For Parents, Inc., Denver.

### OFF-RESERVATION INDIAN BOARDING SCHOOLS

*Select Committee on Indian Affairs:* Committee concluded hearings in review of the Bureau of Indian Affairs' proposal to close certain off-reservation baording schools including the Wahpeton Indian School, North Dakota, Concho Indian School, Oklahoma, and the Southwestern Indian Polytechnic Institute (SIPI), New Mexico, after receiving testimony from Senators Schmitt, Burdick, and Nickles; Representative Dorgan; North Dakota Governor Allen Olson, Bismarck; Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs; Gabe Paxton, Acting Director, Education Division, Bureau of Indian Affairs, Department of the Interior; James M. Pierce, National Federation of Federal Employees, Washington, D.C.; Lynn Bueling, on behalf of the Wahpeton Chamber of Commerce, Willard Yellow Bird, LeRoy Chief, and Alfred LaFountain, all on behalf of the Wahpeton Indian School, and Esther Horne, all of Wahpeton, North Dakota; August Little Soldier, Newtown, North Dakota; Judge Ted Weisenburger, Grafton, North Dakota; Delfin Lovato, All Indian Pueblo Council, and Virgil Wyaco, Southwestern Indian Polytechnic Institute, both of Albuquerque, New Mexico; and Clyde Sleeper, Concho School Board, Viola Hatch, Cheyenne-Arapahoe Tribal Business Council, and Father Robert Allanach, all of Concho, Oklahoma.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Subcommittee on Legislation and the Rights of Americans met in closed session to receive a briefing on intelligence matters from officials of the Intelligence community, but made no announcements and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 36 public bills, H.R. 5583–5618; 4 private bills, H.R. 5619–5622; and 16 resolutions, H.J. Res. 409–415, H. Con. Res. 275 and 276, and H. Res. 370–376 were introduced.

Pages 2233–2234

**Committee Election:** House agreed to H. Res. 370, electing Representative Kennelly to the Committee on Public Works and Transportation and the Committee on Government Operations.

Page 2215

**Roger Williams Commemoration:** House agreed to S. Con. Res. 64, to authorize the Zeta Beta Tau fraternity to conduct a reception in the rotunda of the Capitol on March 31, 1982, to commemorate Roger Williams for his contribution to religious toleration and freedom in the United States.

Agreed to an amendment in the nature of a substitute.

Agreed to amend the title.

Page 2215

**Adjournment:** Met at 3 p.m. and adjourned at 4:25 p.m.

## *Committee Meetings*

### BUDGET

*Committee on Agriculture:* Ad Hoc Subcommittee on the Budget continued to meet to consider the fiscal year 1983 budget proposals.

Will continue tomorrow.

### COMMODITY FUTURES TRADING COMMISSION REAUTHORIZATION

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development continued hearings on legislation reauthorizing the Commodity Futures Trading Commission. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Farm Credit Administration. Testimony was heard from Donald E. Wilkinson, Governor, Farm Credit Administration.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies held a hearing on the Judiciary—Courts of Appeals, District Courts and Other Judiciary Services; on Administrative Office of U.S Courts; and on Federal Judicial Center.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense and the Subcommittee on Military Construction held a joint hearing on fiscal year 1983 Defense Posture. Testimony was heard from Caspar W. Weinberger, Secretary of Defense and Gen. David C. Jones, USAF, Chairman, Joint Chiefs of Staff.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriation:* Subcommittee on Energy and Water Development concluded hearings on Corps of Engineers, in particular South Pacific Division; Pacific Ocean Division and remaining items. Testimony was heard from the following Division Engineers: Brig. Gen. Homer Johnstone, South Pacific Division and Col. Alfred J. Thiede, Pacific Ocean Division, and Maj. Gen. E. R. Heiberg, III, Director, Civil Works.

## HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Neighborhood Reinvestment Corporation, and on Selective Service System. Testimony was heard from William Whiteside, Executive Director, Neighborhood Reinvestment Corporation and Thomas K. Turnage, Director, Selective Service System.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Indian Programs. Testimony was heard from public witnesses.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportations held a hearing on ICC. Testimony was heard from Reese Taylor, Jr., Chairman, ICC.

## STRATEGIC MODERNIZATION PROGRAM

*Committee on Armed Services:* Continued hearings to review strategic policy and the strategic modernization program of the Administration. Testimony was heard from Dr. Edward E. Conrad, Deputy Director (Science and Technology), Defense Nuclear Agency; Maj. Gen. Grayson D. Tate, Jr., Commanding General, Ballistic Missile Defense Systems Command/Ballistic Missile Defense Program, Department of the Army and Gen. Bennie L. Davis, Commander-in-Chief, Strategic Air Command, Department of the Air Force.

Hearings continue tomorrow.

## GOLD MEDAL FOR QUEEN BEATRIX

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage approved for full Committee action H.J. Res. 348, to provide for the awarding of a special gold medal to Her Majesty Queen Beatrix in recognition of the 1982 Bicentennial anniversary of diplomatic and trade relations between the Netherlands and the United States.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from Representative Vander Jagt.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983, with emphasis on Education and Health Programs. Testimony was heard from Terrel H. Bell, Secretary of Education and public witnesses.

Hearings continue tomorrow.

## USED MOTOR VEHICLES

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on H. Con. Res. 256, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles and a similar resolution, H. Con. Res. 254. Testimony was heard from Patricia P. Bailey, Commissioner, FTC and public witnesses.

## DEPARTMENT OF ENERGY BUDGET

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power and the Subcommittee on Fossil and Synthetic Fuels held a joint hearing on the Department of Energy budget and dismantlement. Testimony was heard from James B. Edwards, Secretary of Energy.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on "The Proposed Antitrust Settlement of *U.S. v. AT&T.*" Testimony was heard from public witnesses.

Hearings continue tomorrow.

## FOREIGN AID POLICIES

*Committee on Foreign Affairs:* Held a hearing on Aid Policies and Programs for Private Sector Involvement in Development Abroad. Testimony was heard from Peter McPherson, Administrator, IDCA/AID.

Hearings continue tomorrow.

## SECRETARY WATT—LACK OF COOPERATION

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on Secretary Watt's refusal to cooperate with Congress. Testimony was heard from Representatives Seiberling and Markey, James G. Watt, Secretary of the Interior and public witnesses.

## RENAL DISEASE PROGRAM

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on the management of the End Stage Renal Disease Program. Testimony was heard from Carolyne K. Davis, Administrator, Health

Care Financing Administration, Department of Health and Human Services.

## MISCELLANEOUS MATTERS

*Committee on Government Operations:* Subcommittee on Legislation and National Security approved for full Committee action the following bills: H.R. 4709, as amended, Prompt Payment Act of 1981; H.R. 2528, as amended, to amend the Economy Act to provide that all departments and agencies may obtain materials or services from other agencies by contract; and H.R. 3943, to amend the Federal Grant and Cooperative Agreement Act.

The Subcommittee approved the following reports: "NORAD Computer Systems Are Dangerously Obsolete," and "Defense Department's Failure to Properly Manage Conventional Ammunition."

The Subcommittee also held a hearing on the Federal Departments' and Agencies' Failure to Collect Audit-related Debts. Testimony was heard from Charles Bowsher, Comptroller General and Harold Steinberg, Associate Director for Management, Office of Management and Budget.

## PERSONNEL

*Committee on House Administration:* Subcommittee on Personnel and Police met and considered personnel requests.

## RECLAMATION LAW REFORM

*Committee on Interior and Insular Affairs:* Ordered reported as amended H.R. 5539, to amend and supplement the Federal reclamation laws.

## BUDGET REQUESTS

*Committee on Interior and Insular Affairs:* Subcommittee on Insular Affairs held a hearing on fiscal year 1983 budget requests for American Samoa, Guam, the Northern Marianas and the Virgin Islands. Testimony was heard from Delegate Sunia; Peter Coleman, Governor, American Samoa; Juan Luis, Governor, Virgin Islands, Pedro P. Tenorio, Governor, Commonwealth of the Northern Marianas; Edward Pangelinan, Washington Representative, Commonwealth of the Northern Marianas and Pedro Sanjuan, Assistant Secretary for Territorial and International Affairs, Department of the Interior.

## AIR DISASTER LITIGATION

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 1027, to amend title 28 of the United States Code to establish a Federal cause of action for and Federal court procedures with respect to aviation activity. Testimony was heard from Andrew A. Caffrey, Chief Judge, U.S. District Court for the District of Massachusetts; William Matthew Byrne, Jr., Judge, U.S. District Court for the Central District of California and Hubert L. Will, Judge, U.S. District Court for the Northern District of Illinois.

## SCHOOL DESEGREGATION REPORT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights approved a Subcommittee report on School Desegregation.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice began markup of the Criminal Code Revision Act of 1981 (H.R. 4711 and H.R. 1647).

## OVERSIGHT—ANTITRUST ASPECTS OF PROFESSIONAL SPORTS

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued oversight hearings on antitrust aspects of professional sports. Testimony was heard from public witnesses.

## COAST GUARD BUDGETARY ISSUES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held a hearing on Coast Guard budgetary issues for fiscal years 1982-1983. Testimony was heard from Adm. John B. Hayes, Commandant, U.S. Coast Guard and Carlos Romero-Barcelo, Governor, Puerto Rico.

## LABOR-MANAGEMENT IMPASSE PROCEDURES

*Committee on Post Office and Civil Service:* Subcommittee on Investigations held a hearing on Federal labor-management impasse procedures. Testimony was heard from Ronald W. Haughton, Chairman, Federal Labor Relations Authority; Kenneth E. Moffett, Director, Federal Mediation and Conciliation Service and Donald J. Devine, Director, Office of Personnel Management.

## HIGHWAY-TRANSIT PROPOSALS

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation held a hearing on Highway, Highway Safety, and Public Mass Transportation Program needs and revenue strategies for meeting those needs. Testimony was heard from Senator Sasser; Representative Ford of Tennessee; Andrew L. Lewis, Jr., Secretary of Transportation and public witnesses.

## WATER POLLUTION CONTROL PROGRAMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on the Federal Water Pollution Control Program, including progress made under the 1972 and 1977 amendments, implementation of the 1981 amendments, development and implementation of regulations, and new legislative proposals under consideration by the Administration. Testimony was heard from John W. Hernandez, Jr., Deputy Administrator, EPA.

### EPA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on EPA authorization. Testimony was heard from public witnesses.

Hearings continue March 2.

### NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications continued hearings on NASA authorization for fiscal year 1983. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### FAA R&D AUTHORIZATIONS

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials concluded hearings on fiscal year 1983 FAA R&D authorization.

Testimony was heard from Al Albrecht, Associate Administrator for Engineering and Development, FAA, Department of Transportation.

### HIGH INTEREST RATES

*Committee on Small Business:* Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing on high interest rates. Testimony was heard from public witnesses.

### ADMINISTRATION'S BUDGET

*Committee on Ways and Means:* Continued hearings on the current economic situation and the Administration's Budget: Testimony was heard from Alice M. Rivlin, Director, CBO; Richard S. Schweiker, Secretary of Health and Human Services and Raymond J. Donovan, Secretary of Labor.

### CORPORATE AGE DISCRIMINATION

*Select Committee on Aging:* Held a hearing on inside views of corporate age discrimination. Testimony was heard from public witnesses.

### ANNUAL REPORT

*Select Committee on Narcotics Abuse and Control:* Approved the Committee's Annual Report, including recommendations for a comprehensive program to control the worldwide program of drug abuse.

## *Joint Meeting*

### STATES ROLE IN NEW FEDERALISM

*Joint Economic Committee:* Committee concluded hearings on the effects of the Administration's proposed new federalism program on State economics and fiscal condition, after receiving testimony from California Governor Edmund G. Brown, Jr., Sacramento; New York Governor Hugh L. Carey, Albany; Utah Governor Scott M. Matheson, Salt Lake City; Colorado Governor Richard D. Lamm, Denver; and Massachusetts Governor Edward J. King, Boston.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, February 25, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 2449–2528*

**Bills Introduced:** Five bills and seven resolutions were introduced, as follows: S. 2141–2145, S.J. Res. 151–153, and S. Res. 325–328.

Pages 2498–2499

**Measures Passed:**

*Commending Douglas B. Hester:* Senate agreed to S. Res. 328, extending its appreciation and gratitude to Douglas B. Hester for his long and faithful service in the Office of the Legislative Counsel of the Senate.

Page 2487

*Report of the Commission on Wartime Relocation and Internment of Civilians:* Committee on the Judiciary was discharged from the further consideration of H.R. 5021, extending the date for the submission to the Congress of the report of the commission on Wartime Relocation and Internment of Civilians, and the bill was then passed.

Page 2488

*Review and Transfer of Certain Works of Art:* Senate passed H.R. 4625, providing for the review and transfer of certain works of art to West Germany, after agreeing to certain committee amendments thereto.

Pages 2488–2490

**Indefinitely Postponed:** Senate indefinitely postponed S. 1015, separating the Peace Corps from the ACTION Agency.

Page 2489

**Department of Justice Authorizations, 1982:** Senate continued consideration of S. 951, authorizing funds for the Department of Justice, 1982, rejecting further amendments proposed thereto, as follows:

(1) Johnston Amendment No. 458, to provide that sums authorized to be appropriated by the Act for salaries and expenses of the Federal Bureau of Investigation may be used until, but not later than the

end of the fiscal year ending September 30, 1983. (Senate tabled the amendment, by a division.)

Page 2459

(2) Stevens Amendment No. 445, to authorize the Drug Enforcement Administration to set aside 25 percent of the net amount realized from the forfeiture of seized assets and credit such amounts to the current appropriation account for the purpose, only, of an award of compensation to informers in respect to such forfeitures and such awards shall not exceed the level of compensation prescribed by section 1619 of title 19, U.S. Code. (Senate tabled the amendment, by a division.)

Page 2460

(3) Stevens Amendment No. 446, to provide that authority furnished by section 9 of the bill shall remain available until September 30, 1983, at which time any amount of the unobligated balances remaining in the account, accumulated before September 30, 1982, shall be paid to the miscellaneous receipts of the Treasury; and that the Drug Enforcement Administration shall conduct detailed financial audits, annually, of the expenditure of funds from the account. (Senate tabled the amendment.)

Page 2461

During consideration of this measure today, Senate also took the following votes:

By 83 yeas to 8 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 2459

By 85 yeas to 9 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 2460

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto, and final disposition thereof, on Tuesday, March 2. Pages 2465-2466

Pages 2459-2467

**Intelligence Identities Protection Act:** Senate began consideration of S. 391, establishing criminal penalties for the disclosure of classified information identifying and individual engaged in foreign intelligence activities for the United States Government, and after agreeing en bloc to committee amendments, considered an amendment proposed thereto, as follows:

Chafee Amendment No. 1256, to describe criminal liability for the disclosure of certain information identifying an individual as a covert agent.

Senate will continue consideration of the bill and amendments proposed thereto on Monday, March 1.

Pages 2467-2486

**Tribute to Roger Williams:** Senate concurred in the amendments of the House to S. Con. Res. 64, authorizing appropriate ceremonies to be conducted in the rotunda of the Capitol on March 31, 1982, to honor Roger Williams for his contribution to religious toleration and freedom in the United States.

Page 2486

**Noise control authorizations:** Senate disagreed to the amendments of the House to S. 1204, authorizing funds for fiscal year 1982 for the noise control abatement program, requested a conference with the House thereon, and appointed Senators Stafford, Gorton, Simpson, Randolph, and Baucus as conferees on the part of the Senate.

Page 2489

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senators McClure, Andrews, Murkowski, Mattingly, and Biden to the Canada-United States Interparliamentary Group.

Page 2460

**Messages From the House:** Page 2498

**Statements on Introduced Bills:** Pages 2498-2499

**Notices of Hearings:** Pages 2509-2510

**Committee Authority to Meet:** Page 2510

**Additional Statements:** Page 2510-2528

**Quorum Calls:** Four quorum calls were taken today. (Total—16)

Pages 2460, 2461, 2462

**Record Votes:** Two record votes were taken today. (Total—37)

Pages 2460, 2461

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:18 p.m. until 11 a.m., on Monday, March 1, 1982.

## *Committee Meetings*

### ECONOMY

*Committee on Appropriations:* Committee continued hearings to review current economic conditions, receiving testimony from Donald T. Regan, Secretary of the Treasury, and Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continued on Thursday, March 4.

### NICARAGUA/HUMAN RIGHTS

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on alleged human rights violations in Nicaragua, receiving testimony from Everett E. Briggs, Deputy Assistant Secretary of State for Inter-American Affairs; Otto J. Reich, Assistant Administrator for Latin America and the Caribbean, Agency for International Development; and Stedman Fagoth Muller, representing the Miskito Indian Tribe of Nicaragua.

Hearings were recessed subject to call.

## APPROPRIATIONS—INDIAN PROGRAMS

*Committee on Appropriations:* Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for certain Indian programs from numerous public witnesses.

Subcommittee will meet again on Tuesday, March 2.

## NAVY/MARINE CORPS BUDGET

*Committee on Armed Services:* Committee resumed hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for Navy and Marine Corps programs from John F. Lehman, Jr., Secretary of the Navy; Admiral Thomas B. Hayward, Chief of Naval Operations; and General Robert H. Barrow, Commandant, U.S. Marine Corps.

Also, committee approved for reporting 21,121 routine nominations in the Army, Navy, Air Force, and Marine Corps.

## CONDUCT OF MONETARY POLICY

*Committee on Banking, Housing, and Urban Affairs:* Committee resumed hearings on the conduct of monetary policy, focusing on the trends and fluctuations between money growth and economic activity, receiving testimony from Beryl W. Sprinkel, Under Secretary of the Treasury for Monetary Affairs, Jerry L. Jordan, Member, Council of Economic Advisers; Michael Sumichrast, National Association of Home Builders, and Henry Schechter, AFL-CIO, both of Washington, D.C.; and George W. McKinney, Jr., Irving Trust Company, New York City.

Hearings were recessed subject to call.

## TOURISM

*Committee on Commerce, Science, and Transportation:* Subcommittee on Business, Trade and Tourism concluded hearings on the economic impact of tourism, after receiving testimony from Don Hawkins and John Hunt, both on behalf of the George Washington University Tourism Program, John Graff, International Association of Amusement Parks and Attractions, and Walter Conti, National Restaurant Association, all of Washington, D.C., and Cord D. Hansen-Sturm, General Tours, New York City.

## NASA AUTHORIZATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology and Space resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration, receiving testimony from Major General James A. Abrahamson, Associate Administrator, Office of Space Transportation Systems, and Stanley T. Weiss, Associate Administrator, Office of Space Transportation Operations, both of the National Aeronautics and Space Administration; Edward C. Aldridge, Under Secretary of the Air Force; Brig. General Bernard P. Randolph, Director, Space Systems and Command, Control and Communications, and Deputy Chief of Air Force Staff for Research Development and Applications; and Frédéric d'Allest, Arianespace, Evry, France.

Hearings continue on Tuesday, March 9.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Tuesday, March 9.

## NICARAGUA/HUMAN RIGHTS

*Committee on Foreign Relations:* Subcommittee on Western Hemisphere Affairs held hearings to discuss human rights in Nicaragua, receiving testimony from Elliott Abrams, Assistant Secretary of State for Human Rights and Humanitarian Affairs; William LeoGrande, American University, Washington, D.C.; Bruce McColm, Freedom House, New York City; Frank Bendana, Gainesville, Florida; and Andrea L. Young, Atlanta, Georgia.

Hearings continue on Monday, March 1.

## MANAGEMENT OF FEDERAL ASSETS

*Committee on Governmental Affairs:* Committee held hearings on S. Res. 231, providing for an inventory of United States assets, to estimate their market value, identify which are unneeded and can be sold, and recommend legislative and administrative actions to streamline the liquidation process, receiving testimony from Representatives Winn and Kramer; David A. Stockman, Director, Office of Management and Budget; J. Terrence Brunner, Larry Yellen, and Leslie Wollack, all of the Better Government Association, Chicago, Illinois; and James D. Davidson, National Taxpayer's Union, Washington, D.C.

Hearings were recessed subject to call.

## COMMODITY FRAUD

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations concluded hearings on activities of the Commodity Futures Trading Commission, focusing on nationwide commodity fraud investment schemes, after receiving testimony from Philip M. Johnson, Chairman, and Thomas J. Loughran, Director, Division of Enforcement, both of the Commodity Futures Trading Commission; and Robert L. Isaacson, National Association of Futures Trading Advisors, Menlo Park, California.

### VOTING RIGHTS ACT

*Committee on the Judiciary:* Subcommittee on the Constitution resumed hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Irving Younger, Williams & Connolly, Arnold Torres, League of United Latin America Citizens, Nathan Dershowitz, American Jewish Congress, and David R. Brink, American Bar Association, all of Washington, D.C.; George C. Cochran, University of Mississippi, University, Mississippi; Archibald Cox, Harvard University, Cambridge, Massachusetts, representing Common Cause; and Charles Coleman, Edgefield, South Carolina.

Hearings continue on Monday, March 1.

### JUDICIAL SALARY CONTROL

*Committee on the Judiciary:* Subcommittees on Courts and Agency Administration held joint hearings on S. 1847, establishing a Congressional process for authorizing funds to Federal courts, and limiting certain pay increases for Federal judges, receiving testimony from Elmo Hunter, U.S. District Judge for the Western District of Missouri, and Robert Bork, U.S. District Judge for the Court of Appeals, District of Columbia, both on behalf of the Judicial Conference; Henry Brachtl and Lionel Hest, both on behalf of the Association of the Bar of the City of New York, New York City; Paul D. Kamenar, Washington Legal Foundation, and Edward H. Dowd, National Legal Center for the Public Interest, both of Washington, D.C.; and Kenneth M. Holland, University of Vermont, Burlington.

Hearings were recessed subject to call.

### ENTERPRISE ZONES

*Committee on Small Business:* Committee held hearings on encouraging small business investment in free enterprise in nationally distressed areas, receiving testimony from David Birch, Massachusetts Institute of Technology, Cambridge; Stuart Butler, The Heritage Foundation, and Paul Pryde, Janus Associates, both of Washington, D.C.; G. Cheston Carey, Jr., Carey Machine and Supply, Baltimore, Maryland; William Lytle, Waterbury Pen Company, Bridgeport, Connecticut; and Cornell McBride, M&M Products, Atlanta, Georgia.

Hearings were recesssed subject to call.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the Intelligence community, but made no announcements and recessed subject to call.

### INTELLIGENCE INFORMATION

*Select Committee on Intelligence:* Subcommittee on Analysis and Production held closed hearings on the quality of analysis with regard to intelligence information, receiving testimony from officials of the Intelligence community.

Subcommittee recessed subject to call.

### HUNGER, NUTRITION AND OLDER AMERICANS

*Special Committee on Aging:* Committee held hearings to examine the impact of the Administration's proposed budget reductions in the food stamp and nutrition programs on the elderly poor, receiving testimony from Gene Dickey, Acting Administrator, Food and Nutrition Service, Department of Agriculture; Lennie-Marie Tolliver, Commissioner, Administration on Aging, Department of Health and Human Services; Robert Greenstein, Center on the Budget and Public Policy, Washington, D.C.; Father William T. Cunningham, Focus: HOPE, Detroit, Michigan; Jean Grant, Citrus County Commissioner, Citrus County, Florida; J. Timothy Fagan, Baltimore County Office on Aging, Baltimore, Maryland; Martin Janis, Ohio Commission on Aging, Columbus; and Rodney Williams, Philadelphia Corporation on Aging, Philadelphia, Pennsylvania.

Hearings were recessed subject to call.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 10 public bills, H.R. 5623–5632, 2 private bills, H.R. 5633 and 5634; and 1 resolution, H. Con. Res. 277 were introduced. **Page 2447**

**Bill Reported:** One report was filed as follows: H.R. 746, to amend the Administrative Procedure Act to make regulations more cost effective, to insure periodic review of old rules, to improve regulatory planning and management, to eliminate needless formality and delay, to enhance public participation in the regulatory process, amended (H. Rept. 97–435). **Pages 2447–2448**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today. **Page 2431**

**Late Report:** Committee on the Judiciary received permission to have until midnight tonight to file a report on H.R. 746, to amend the Administrative Procedure Act to make regulations more cost effective, to insure periodic review of old rules, to improve regulatory planning and management, eliminate needless formality and delay, to enhance public participation in the regulatory process.

Page 2437

**Adjournment:** Met at 11 a.m. and adjourned at 11:26 a.m.

## *Committee Meetings*

### BUDGET

*Committee on Agriculture:* Ad Hoc Subcommittee on the Budget concluded consideration of fiscal year 1983 budget proposals.

### COMMODITY FUTURES TRADING COMMISSION REAUTHORIZATION

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development held a hearing on legislation reauthorizing the Commodity Futures Trading Commission. Testimony was heard from public witnesses.

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Budget Overview and on General Agricultural Outlook. Testimony was heard from departmental witnesses.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Civil Rights Commission, Federal Maritime Commission, Equal Employment Opportunity Commission, and International Trade Commission. Testimony was heard from representatives of those Commissions.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on fiscal year 1983 Defense Posture. Testimony was heard from Caspar W. Weinberger, Secretary of Defense and Gen. David C. Jones, USAF, Chairman, Joint Chiefs of Staff.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Secretary of the Interior, Bureau of Reclamation. Testimony was heard from James G. Watt, Secretary of the Interior and R. N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Multilateral Development Banks. Testimony was heard from Marc E. Leland, Assistant Secretary (International Affairs), Department of the Treasury.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Office of Revenue Sharing; New York City Loan Guarantee Program; National Credit Union Administration; and Federal Home Loan Bank Board. Edgar F. Callahan, Chairman, National Credit Union Administration Board; Lawrence Kieves, Director, Office of New York Finance, Department of the Treasury; Michael F. Hill, Director, Office of Revenue Sharing, Department of Treasury; and Richard T. Pratt, Chairman, Federal Home Loan Bank Board.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Secretary of Health and Human Services, on Public Health Service Overview and Office of Assistant Secretary of Health. Testimony was heard from Richard S. Schweiker, Secretary of Health and Human Services.

### LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch approved for full Committee action recommendations for March 15 report to the Committee on the Budget.

Prior to this action, the Subcommittee considered the March 15 Report and held a hearing on Architect of the Capitol, Botanic Garden. Testimony was heard from George M. White, Architect of the Capitol.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Quality of Life in the Military. Testimony was heard from Robert A. Stone, Deputy Assistant Secretary of Defense for Facilities, Environment and Economic Adjustment; Lt. Gen. R. Dean Tice, Deputy Assistant Secretary of Defense for Military Personnel Policy; and Senior Service NCO's.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Civil Aeronautics Board. Testimony was heard from Dan McKinnon, Chairman, CAB.

### STRATEGIC MODERNIZATION PROGRAM

*Committee on Armed Services:* Continued hearings to review strategic policy and the strategic modernization program of the Administration. Testimony was heard from Dr. Charles H. Townes, Professor, Department of Physics, University of California at Berkeley and Chairman, Committee on MX Basing, Richard D. DeLauer, Under Secretary of Defense for Research and Engineering (executive) and from Gen. Lew Allen, Jr., Chief of Staff of the Air Force and Maj. Gen. Forrest S. McCartney, Commander, Ballistic Missile Office, Air Force Systems Command.

Hearings continue March 1.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983, with emphasis on Education and Health Programs. Testimony was heard from Representative Waxman; the following officials of the Department of Health and Human Services: Edward Brandt, Assistant Secretary for Health and Carolyne Davis, Administrator, Health Care Financing Administration and public witnesses.

Hearings continue March 3.

## OVERSIGHT

*Committee on the District of Columbia:* Subcommittee on Judiciary and Education held an oversight hearing on the effect of the Federal Budget on Education in the District of Columbia. Testimony was heard from Dr. Floretta D. McKenzie, Superintendent, D.C. Public Schools; Rev. David Eaton, President, D.C. Board of Education and a public witness.

## SMALL BUSINESS INNOVATION AND DEVELOPMENT ACT; CONTEMPT OF CONGRESS

*Committee on Energy and Commerce:* Ordered reported as amended H.R. 4326, Small Business Innovation and Development Act.

The Committee approved a resolution to cite James G. Watt, Secretary of the Interior, for contempt of Congress.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment began markup of Clean Air Act Amendments.

Will continue March 2.

## HUMAN RIGHTS MEASURE; FOREIGN AID POLICIES

*Committee on Foreign Affairs:* Ordered reported as amended H.J. Res. 373, expressing the sense of Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate, and that these matters should be among the issues raised at the 38th meeting of the United Nations Commission on Human Rights at Geneva in February 1982.

The Committee also continued hearings on Aid Policies and Programs for Private Sector Involvement in Development. Testimony was heard from public witnesses.

## EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs continued hearings on Presidential Certification on El Salvador (Part III). Testimony was heard from public witnesses.

Hearings continue March 2.

## INFORMATION SERVICES

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on Government Provision of Information Services in Competition with the Private Sector. Testimony was heard from Bernard Wunder, Assistant Secretary for Communications and Information, Department of Commerce; Timothy Muris, Director, Bureau of Consumer Protection, FTC and public witnesses.

## COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and considered resolutions for the following: Committee on Foreign Affairs; Committee on Veterans' Affairs; Committee on Agriculture; Committee on the Judiciary and House Information Systems.

## DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held a hearing on the Department of Energy authorization for fiscal year 1983. Testimony was heard from James B. Edwards, Secretary of Energy.

Hearings continue tomorrow.

## NATIONAL PARK SERVICE BUDGET REQUEST

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on fiscal year 1983 budget requests for the National Park Service. Testimony was heard from Representative Dicks; Russell E. Dickenson, Director, National Park Service, Department of the Interior and public witnesses.

## BAIL REFORM

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded hearings on Bail Reform Act amendments (H.R. 4362, H.R. 3006 and H.R. 4264). Testimony was heard from Jeffrey Harris, Deputy Associate Attorney General, Department of Justice and public witnesses.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on the Criminal Code Revision Act of 1981 (H.R. 4711 and H.R. 1647). Testimony was heard from Edward Hammock, Chairman, Parole Commission, State of New York and public witnesses.

## PRIVATE IMMIGRATION MEASURES

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law met and considered private immigration bills.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on Antitrust Division of the Department of Justice. Testimony was heard from William F. Baxter, Assistant Attorney General, Department of Justice.

## MARITIME LAWS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 4863, to modify the maritime laws applicable to the recovery of damages by certain foreign seamen. Testimony was heard from public witnesses.

## OCEAN AND COASTAL RESOURCES MANAGEMENT AND DEVELOPMENT BLOCK GRANT ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography approved for full Committee action as amended H.R. 5543, Ocean and Coastal Resources Management and Development Block Grant Act.

## BUREAU OF THE CENSUS BUDGET

*Committee on Post Office and Civil Service:* Subcommittee on Census and Population held a hearing on the fiscal year 1983 budget for the Bureau of the Census. Testimony was heard from Bruce Chapman, Director, Bureau of the Census, Department of Commerce and a public witness.

## OVERSIGHT—BUDGET PROPOSALS

*Committee on Post Office and Civil Service:* Subcommittee on Compensation and Employee Benefits held a hearing on the Administration's fiscal year 1983 budget proposals as they affect Federal employees and retirees. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management.

## POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue March 4.

## AMERICAN SCIENCE

*Committee on Science and Technology:* Held a hearing on current state of American science. Testimony was heard from Nobel Laureates in Science.

## BUDGET REQUEST—SBA

*Committee on Small Business:* Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems held a hearing on the Administration's budget request for SBA. Testimony was heard from Donald Templeman, Acting Administrator, SBA.

## SAFE HARBOR LEASING

*Committee on Small Business:* Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing on safe harbor leasing tax provisions. Testimony was heard from David Glickman, Deputy Assistant Secretary (Tax Legislation), Department of the Treasury and public witnesses.

## TRADE MATTERS

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on fiscal 1983 authorizations for Customs, U.S. Trade Representative, International Trade Commission and Trade recommendations for March 15 report to the Committee on the Budget. Testimony was heard from Representative Stark; William von Raab, Commissioner, U.S. Customs Service, Department of the Treasury; Bill Alberger, Chairman, International Trade Commission; Dennis Whitfield, Assistant U.S. Trade Representative for Administration and Malcolm R. Lovell, Under Secretary of Labor.

Hearings continue tomorrow.

## NOAA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research, and Environment continued hearings on NOAA authorization. Testimony was heard from public witnesses.

Hearings continue March 3.

## NSF AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology continued hearings on NSF authorization for fiscal year 1983. Testimony was heard from the following officials of the NSF: Dr. John B. Slaughter, Director; Dr. Lewis Branscomb, Chairman, National Science Board and Dr. Donald N. Langenberg, Deputy Director and public witnesses.

Hearings continue March 8.

### NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and applications continued hearings on NASA authorization for fiscal year 1983. Testimony was heard from public witnesses.

Hearings continue March 2.

### OVERSIGHT

*Select Committee on Aging:* Subcommittee on Retirement Income and Employment held an oversight hearing on fiscal year 1983 funding of Older Workers Public Service Jobs Programs. Testimony was heard from Representative Schroeder; Arthur Flemming, Chairman, Commission on Civil Rights; Robert Jones, Administrator, Office of Management Assistance, Employment and Training Administration, Department of Labor.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, March 1, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 2556–2557*

**Bills Introduced:** Five bills and one resolution were introduced, as follows: S. 2146–2150 and S. Con. Res. 67.

Page 2607

**Bills Reported:** Reports were made as follows:

Report entitled "Developments in Aging: 1981, volumes 1 and 2" (S. Rept. No. 97–314).

S. Con. Res. 67, authorizing the printing of the prayers delivered by Reverend Edward L. R. Elson, as Chaplain of the Senate during the 96th and 97th Congresses (S. Rept. No. 97–315).

S. Res. 321, authorizing the printing of additional copies of volume 1 of the Senate report entitled "Developments in Aging: 1981," with an amendment (S. Rept. No. 97–316).

Pages 2607–2608

**Measure Passed:**

*Developments in Aging: 1981:* Senate agreed to S. Res. 321, authorizing the printing of additional copies of volume 1 of the Senate report entitled "Developments in Aging: 1981," with an amendment.

Page 2641

**Intelligence Identities Protection Act:** Senate continued consideration of S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, agreeing to the following amendment proposed thereto:

Chafee unprinted amendment No. 825, striking section 603, relating to procedures for establishing cover for intelligence officers and employees.

Pages 2561–2571, 2575–2594

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senator Gorton to the Canada-United States Interparliamentary Group.

Page 2560

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senator Gorton to the Senate Office Building Commission.

Page 2595

**Presidential Message:** Senate received a message from the President transmitting a report on the State of Small Business in America, which was referred to the Committee on Small Business (PM–115).

Pages 2601–2607

**Nominations:** Senate received the following nominations:

William L. Earl, of Florida, Harold R. DeMoss, Jr., of Texas, Clarence V. McKee, of the District of Columbia, Marc Sandstrom, of California, Howard H. Dana, Jr., of Maine, William F. Harvey, of Indiana, William J. Olson, of Virginia, George E. Paras of California, and Robert S. Stubbs II, of Georgia, each to be a Member of the Board of Directors of the Legal Services Corporation.

Three Coast Guard nominations in the rank of Admiral.

Routine list of Navy nominations.

Pages 2642–2644

**Messages From the President:** Page 2601

**Communications:** Page 2607

**Statements on Introduced Bills:** Pages 2607–2618

**Amendments Submitted for Printing:** Pages 2620–2622

**Notices of Hearings:** Page 2622

**Committee Authority To Meet:** Page 2623

**Additional Statements:** Pages 2623–2642

**Nominations:** Pages 2642–2644

**Recess:** Senate convened at 11 a.m., and recessed at 5:08 p.m., until 9 a.m., on Tuesday, March 2, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 2642.)

## *Committee Meetings*

### COMMODITY FUTURES TRADING COMMISSION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation continued hearings on S. 2109, authorizing funds for the Commodity Futures Trading Commission; receiving testimony from Lee Berendt, Commodity Exchange, Inc., (COMEX), and Bennett J. Corn, New York Coffee, Sugar and Cocoa Exchange, both of New York City, Leo Melamed, National Futures Association, Robert Wilmouth, Chicago Board of Trade, Clayton Yeutter, Chicago Mercantile Exchange, and David Morgan, Mid-America Exchange, all of Chicago, Illinois; and Walter N. Vernon, III, and Robert Batte, both of the Kansas City Board of Trade, Kansas City, Missouri.

On Friday, February 26, subcommittee began hearings on S. 2109, listed above, receiving testimony from Philip McBride Johnson, Chairman, Commodity Futures Trading Commission.

Hearings continue on Tuesday, March 2.

## APPROPRIATIONS—HHS

*Committee on Appropriations:* On Friday, February 26, Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for activities of the Office of Assistant Secretary for Health from Edward N. Brandt, Assistant Secretary of Health, Department of Health and Human Services.

Subcommittee will meet again on Tuesday, March 2.

## APPROPRIATIONS—COAST GUARD

*Committee on Appropriations:* On Friday, February 26, Subcommittee on Transportation concluded hearings on proposed supplemental appropriations for fiscal year ending September 30, 1982, for the U.S. Coast Guard, Department of Transportation, after receiving testimony from Andrew L. Lewis, Jr., Secretary, Donald A. Derman, Assistant Secretary for Budget and Programs, and Admiral John B. Hayes, Commandant, and Rear Admiral Paul A. Yost, Chief of Staff, both of the U.S. Coast Guard, all of the Department of Transportation.

## DOD AUTHORIZATIONS

*Committee on Armed Services:* On Friday, February 26, Subcommittee on Manpower and Personnel held open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony on land, air and naval force structure plans from Fred C. Ikle, Under Secretary of Defense for Policy; Lt. General R. D. Tice, Deputy Assistant Secretary of Defense for Military Personnel Policy; Lt. General William R. Richardson, Deputy Chief of Army Staff for Operations and Plans; V Admiral Carlisle A. H. Trost, Director, Navy Program Planning; Lt. General J. H. Miller, Deputy Chief of Marine Corps Staff for Plans, Policy and Operations; and Lt. General Jerome F. O'Malley, Deputy Chief of Air Force Staff for Plans and Operations.

Subcommittee will meet again Tuesday, March 2.

## DOD AUTHORIZATIONS

*Committee on Armed Services:* Subcommittee on Preparedness resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony on Army operation and maintenance from Lt. General Ernest D. Peixotto, Comptroller of the Army; Major General William E. Eicher, Assistant Deputy Chief of Army Staff for Logistics; and Brig. General Roger J. Price, Director of Army Operation and Maintenance.

On Friday, February 26, the subcommittee held open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony on Air Force operational readiness from General Bennie Davis, Commander, Strategic Air Command; General James Allen, Commander, Military Airlift Command; and General William Creech, Commander, Tactical Air Command.

Hearings continue on Tuesday, March 2.

## DOD AUTHORIZATIONS

*Committee on Armed Services:* Subcommittee on Strategic and Theater Forces held open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony on Theater Nuclear Forces programs from General Bernard W. Rogers, Supreme Allied Commander (Europe), and Commander-in-Chief, U.S. European Command; Richard Perle, Assistant Secretary of Defense for International Security Policy; James F. Mullen, Director, Cruise Missile System, Office of the Deputy Under Secretary of Defense for Research and Engineering (Strategic and Theater Nuclear Forces); Major General Niles J. Fulwyler, Director of Nuclear and Chemical, Office of Deputy Chief of Army Staff for Operations and Plans; Captain Walter J. Coakley, Acting Director, Strategic and Theater Nuclear Warfare Division, Office of Chief of Naval Operations; and Lieutenant General Kelly Burke, Deputy Chief of Air Force Staff on Research and Development.

Hearings continue tomorrow.

## TITAN MISSILES

*Committee on Armed Services:* On Friday, February 26, Subcommittee on Strategic and Theater Nuclear Forces held open and closed hearings on proposals to dismantle and retire certain Titan missiles, receiving testimony in closed session from General Bennie Davis, Commander-in-Chief, Strategic Air Command; James P. Wade, Principal Deputy Under Secretary of Defense for Research and Engineering; and Major George A. Vanniem, Chief, Missile Applications Branch), Joint Strategic Target Planning Staff, Office of the Joint Chief of Staff, and in open session from General Russell Dougherty, former Commander-in-Chief, Strategic Air Command, and James Litsey, former Titan Missile Commander.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee began hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, receiving testimony from Otto Eckstein, Data Resources, Inc., Lexington, Massachusetts; John Kenneth Galbraith, Harvard University, Cambridge, Massachusetts; and Alan Greenspan, Townsend-Greenspan & Co., Inc., New York City.

Hearings continue tomorrow.

## NOMINATION

*Committee on Commerce, Science, and Transportation:* On Friday, February 26, committee concluded hearings on the nomination of J. J. Simmons III, of New Jersey, to be a Member of the Interstate Commerce Commission, after the nominee, who was introduced by Senator Boren, testified and answered questions in his own behalf.

## EPA BUDGET

*Committee on Environment and Public Works:* On Friday, February 26, committee resumed hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and to consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Environmental Protection Agency from Mayor Richard Waggener, Green River, Wyoming; Councilman Francis Duehay, Cambridge, Massachusetts; Victoria Tschinkel, Florida Department of Environmental Regulation, Tallahassee; Kenneth Haag, Massachusetts Department of Environmental Quality, Boston; Simon Levin, Cornell University, Ithaca, New York; and Dave Burwell, National Wildlife Federation, Carolyn Isber, Save EPA, and Jonathan Lash, Natural Resources Defense Council, all of Washington, D.C.

Hearings continue on Tuesday, March 2.

## TARIFFS AND TRADE

*Committee on Finance:* Subcommittee on International Trade concluded hearings to review Administration plans and the approach of the United States to the meeting in November 1982 of trade ministers of countries that adhere to the General Agreement on Tariffs and Trade, after receiving testimony from William E. Brock, U.S. Trade Representative; Michael B. Smith, Deputy U.S. Trade Representative, (Geneva); Seeley G. Lodwick, Under Secretary of Agriculture for International Affairs and Commodity Programs; Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; Marc Leland, Assistant Secretary of the Treasury for International Affairs; Raymond Waldmann, Assistant Secretary of Commerce for International Economic Policy; J. Paul Sticht, R. J. Reynolds, Inc., Winston-Salem, North Carolina, representing the Business Roundtable; Rudy Oswald, Detroit, Michigan, on behalf of the AFL-CIO; William Walker, Mudge, Rose, Guthrie, & Alexander, New York City, on behalf of the American Council of the International Chamber of Commerce, and Harold Malmgren, Malmgren, Inc., Washington, D.C.

## NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Howard E. Douglas, of Virginia, to be U.S. Coordinator for Refugee Affairs and Ambassador at Large, after the nominee testified and answered questions in his own behalf. Testimony was also received on behalf of the nominee from Senator Simpson.

Committee will consider the nomination of Mr. Douglas on tomorrow.

## NICARAGUA/HUMAN RIGHTS

*Committee on Foreign Relations:* Subcommittee on Western Hemisphere Affairs concluded hearings to discuss human rights in Nicaragua, after receiving testimony from Jeane J. Kirkpatrick, U.S. Permanent Representative to the United Nations.

## VOTING RIGHTS ACT

*Committee on the Judiciary:* Subcommittee on the Constitution concluded hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, after receiving testimony from Delegate Fauntroy, representing the Congressional Black Caucus; and William B. Reynolds, Assistant Attorney General, Department of Justice.

## CIVIL RIGHTS ATTORNEY'S FEES

*Committee on the Judiciary:* Subcommittee on the Constitution concluded hearings on proposed legislation modifying the method of awarding attorney's fees in civil rights cases, after receiving testimony from Fletcher Farrington, NAACP Legal Defense Fund, Antonia Hernandez, Mexican-American Legal Defense and Education Fund, and Robert Drinan, Georgetown University, all of Washington, D.C.; James B. Brennan, Milwaukee, Wisconsin, on behalf of the National Institute of Municipal Law Officers; Pennsylvania Attorney General Leroy S. Zimmerman, Harrisburg; Washington Deputy Attorney General Malachy R. Murphy, Olympia; Mayor

George Renner, Glendale, Arizona; Vice-Mayor Tom Burns, Chandler, Arizona; and Neil Bradley, Atlanta, Georgia, on behalf of the American Civil Liberties Union.

## NOMINATIONS

*Committee on the Judiciary:* On Friday, February 26, committee concluded hearings on the nominations of Leroy J. Contie, Jr., and Robert B. Krupansky, both of Ohio, each to be a Circuit Judge for the Sixth Circuit Court of Appeals, John R. Gibson, of Missouri, to be Circuit Judge for the Eighth Circuit Court of Appeals, and Clarence M. Pendleton, Jr., of California, to be a Member of the Commission on Civil Rights, after the nominees testified and answered questions in their own behalf. Mr. Contie was introduced by Senators Glenn and Metzenbaum, and Representative Regula; Mr. Krupansky was introduced by Senators Glenn and Metzenbaum; Mr. Gibson was introduced by Senators Danforth and Eagleton; and Mr. Pendleton was introduced by Senator Hayakawa. Testimony was also received on the nomination of Mr. Pendleton from William Taylor, Leadership Conference on Civil Rights, Arnoldo Torres, League of United Latin American Citizens, and Althea F. L. Simmons, on behalf of the National Association for the Advancement of Colored People, all of Washington, D.C.

Committee will consider the above nominations on Tuesday, March 2.

## CUBA—TERRORIST ACTIVITIES

*Committee on the Judiciary:* On Friday, February 26, Subcommittee on Security and Terrorism held hearings to examine Cuban subversive and terrorist activities around the world, focusing on the presence of Cuban intelligence operations within the United States and Puerto Rico, receiving testimony from Gerardo Peraza, former officer of the Direccion General De Intelligencia.

Hearings continue on Thursday, March 4.

## BUSINESS MEETING

*Committee on Rules and Administration:* On Friday, February 26, committee ordered favorably reported the following resolutions:

S. Res. 321, authorizing the printing of additional copies of volume 1 of the Senate report entitled "Developments in Aging: 1981"; and

An original concurrent resolution S. Con. Res. 67 authorizing the printing of the prayers delivered by Reverend Edward L. R. Elson, as Chaplain of the Senate during the 96th and 97th Congresses.

Also, Committee began consideration of the following resolutions, each requesting funds for committee expenses: S. Res. 286; S. Res. 287; S. Res. 288; S. Res. 291; S. Res. 292; S. Res. 293; S. Res. 294; S. Res. 295; S. Res. 296; S. Res. 303; S. Res. 304; S. Res. 305; S. Res. 306; S. Res. 307; S. Res. 308; S. Res. 309; S. Res. 310; and S. Res. 311.

Committee will meet again tomorrow to further consider the aforementioned resolutions.

## BUDGET—INDIAN PROGRAMS

*Select Committee on Indian Affairs:* Committee concluded hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and to consider recommendations which it will make thereon to the Budget Committee, after receiving testimony on proposals providing for the reduction in funding and the transfer of Indian Education to the Department of the Interior, on reduction of impact aid, on reduction of CETA funds, on funding of the Administration for Native Americans, and on the elimination by the Department of Housing and Urban Development of the Indian housing program, after receiving testimony from Philip Abrams, General Deputy Assistant Secretary for Housing, Department of Housing and Urban Development; Gary L. Jones, Deputy Under Secretary of Education for Planning, Budget and Evaluation, Frank Ryan, Director, Office of Indian Education, and William Stormer, Director, Impact Aid Program, all of the Department of Education; David Lester, Commissioner, Administration for Native Americans, Department of Health and Human Services; Lonnie Ravelhorse, Indian CETA Coalition, Ron Andrade, National Congress of American Indians, and Michael Doss, National Advisory Council on Indian Education, all of Washington, D.C.; Lawrence Gishey, Window Rock, Arizona; Patty Marks, on behalf of the Indian Health Board, Denver, Colorado, and on the Standing Rock Sioux Tribe, Fort Yates, North Dakota; Thomas White, Gila River Community, Sacaton, Arizona; and Robert B. Peacock, Fond Du Lac Reservation, Cloquet, Minnesota.

On Friday, February 26, committee held hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and to consider recommendations which it will make thereon to the Budget Committee, receiving testimony in behalf of funds for the Bureau of Indian Affairs, Department of the Interior, and Indian Health Service, Health Services Administration, Department of Health and Human Services from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs; Roy Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs (Policy); John Fritz, Deputy Assistant Secretary of the Interior for Indian Affairs (Operations); Everett R. Rhoades, Director, and Joseph Exendine, Deputy Director, both of the Indian Health Service; and Roger Gaudreau, Acting Director, Health Services Administration, Division of Contracts and Grants.

all of the Department of Health and Human Services; Timothy L. Love, Sister McKeough, and Renee Francis, all on behalf of the Penobscot Indian Nation, Indian Island, Old Town, Maine; Butch O'Neill on behalf of the Kickapoo Tribe of Kansas; Joan LeBean, on behalf of the Cheyenne River Sioux Tribe, Eagle Butte, South Dakota; Allen Whitelightning, Standing Rock Tribal Council, Fort Yates, North Dakota; Frank E. Paul, Navajo Tribal Council, Window Rock, Arizona, Maxine Edmo, Shoshone-Bannock Tribes of the Fort Hall Reservation, Fort Hall, Idaho; Jan-Jay Moolenijzer, Black Mesa Community School, Black Mesa, Arizona; Albert A. Yazzie, Ursula Wilson, and Rosemary Knoki, all on behalf of the Ganado School District No. 19, Ganado, Arizona; Michael VonDall on behalf the Las Vegas Paiute Tribe, Las Vegas, Nevada; Liz Yellowbird Demary, University of North Dakota, Grand Forks; Jon Colvin, Dineh Cooperatives, Inc., Chinle, Arizona; Joy Sunberg and Terrance J. Brown, both on behalf of Trinidad Rancheria, Trinidad, California; Wayne Terry, Seattle Indian Center, Inc., Seattle, Washington; Ada White, Crow Agency, Montana; and Leroy Clifford, American Indian Higher Education Consortium, Denver, Colorado.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 20 public bills, H.R. 5635-5654; 2 private bills, H.R. 5655 and 5656; and 1 resolution, H.J. Res. 416, were introduced.

**Pages 2661-2662**

**Bills Reported:** Reports were filed as follows:

Report entitled "The 1982 Joint Economic Report" (H. Rept. 97-436); and

H.R. 4977, to direct the President to name the next nuclear-powered aircraft carrier as the United States Ship Hyman G. Rickover (H. Rept. 97-437).

**Pages 2661-2662**

**Adjournment:** Met at noon and adjourned at 12:43 p.m.

## *Committee Meetings*

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Agricultural Stabilization and Conservation Service. Testimony was heard from the following officials of USDA: Seeley Lodwick, Under Secretary, International Affairs and Commodity Programs and Everett G. Rank, Administrator, Agricultural Stabilization and Conservation Service.

On February 26, the Subcommittee held a hearing on Inspector General Overview. Testimony was heard from John V. Graziano, Inspector General, USDA.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Office of the U.S. Trade Representative and on Chrysler Loan Guarantee Program. Testimony was heard from William E. Brock, U.S. Trade Representative and Michael Driggs, Executive Director, Chrysler Loan Guarantee Program Board.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development heard testimony from James B. Edwards, Secretary of Energy.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Center for Disease Control and Alcohol, Drug Abuse, and Mental Health Administration. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. William Foege, Director, Centers for Disease Control and Dr. William Mayer, Administrator, Alcohol, Drug Abuse, and Mental Health Administration.

On February 26, the Subcommittee held a hearing on Health Services Administration and Health Resources Administration. Testimony was heard from the following officials of the Department of Health and Human Services: John Kelso, Acting Administrator, Health Services Administration and Dr. Robert Graham, Acting Administrator, Health Resources Administration.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Inspector General. Testimony was heard from Joseph Welsch, Inspector General, Department of Transportation.

### STRATEGIC MODERNIZATION PROGRAM

*Committee on Armed Services:* Concluded hearings to review strategic policy and the strategic modernization program of the Administration. Testimony was heard from public witnesses.

## ENTITLEMENT PROGRAMS AND THE BUDGET

*Committee on the Budget:* Task Force on Entitlements, Uncontrollables, and Indexing concluded hearings on the effects of last year's budget on entitlement programs. Testimony was heard from the following officials of the Department of Health and Human Services: Paul Simmons, Deputy Commissioner, Social Security Administration and Linda McMahon, Associate Commissioner for Family Assistance and public witnesses.

On February 26, the Task Force heard testimony from David A. Stockman, Director, Office of Management and Budget.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* On February 26, the Subcommittee on Telecommunications, Consumer Protection and Finance continued hearings on "The Proposed Antitrust Settlement of *U.S. v. AT&T*." Testimony was heard from public witnesses.

Hearings continue March 3.

## U.S.-JAPAN RELATIONS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on U.S.-Japan Relations. Testimony was heard from John Holdridge, Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State; Frances J. West, Jr., Assistant Secretary, International Security Affairs, Department of Defense and David R. Macdonald, Deputy U.S. Trade Representative.

Hearings continue March 3.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Held an oversight hearing on the Department of the Interior fiscal year 1983 budget. Testimony was heard from James G. Watt, Secretary of the Interior.

## DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Interior and Insular Affairs:* On February 26, the Subcommittee on Energy and the Environment concluded hearings on the Department of Energy authorization for fiscal year 1983. Testimony was heard from Shelby Brewer, Assistant Secretary for Nuclear Energy, Department of Energy.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* On February 26, the Subcommittee on Oversight and Investigations held an oversight hearing on the Secretary of the Interior's use of voluntary funds. Testimony was heard from Richard Hite, Principal Deputy Assistant Secretary, Planning, Budget and Administration, Department of the Interior; Wilbur Campbell, Deputy Director, Accounting and Financial Management Division, GAO and publ[illegible]esses.

## PANAMA CANAL ACT AMENDMENTS

*Committee on Merchant Marine and Fisheries:* On February 26, the Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on H.R. 5611, to amend the Panama Canal Act of 1979. Testimony was heard from Morey Sear, Judge, U.S. District Court, Eastern District of Louisiana; William R. Gianelli, Assistant Secretary of the Army (Civil Works), Department of Defense and public witnesses.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT; VA BUDGET

*Committee on Veterans' Affairs:* Ordered reported as amended H.R. 4326, Small Business Innovation Development Act of 1981.

The Committee also held a hearing on the fiscal year 1983 Veterans' Administration budget. Testimony was heard from Robert P. Nimmo, Administrator, VA; representatives of various veterans' organizations and a public witness.

## TRADE MATTERS

*Committee on Ways and Means:* On February 26, the Subcommittee on Trade concluded hearings on fiscal 1983 authorizations for Customs, U.S. Trade Representative, International Trade Commission and Trade recommendations for March 15 report to the Committee on the Budget. Testimony was heard from public witnesses.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive resume of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through February 28, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 13 | 15 | |
| Time in session | 74 hrs., 40' | 28 hrs., 52' | |
| Congressional Record: | | | |
| Pages of proceedings | 1,224 | 520 | |
| Extensions of Remarks | | | 608 |
| Public bills enacted into law | 1 | 3 | 4 |
| Private bills enacted into law | | | |
| Bills in conference | 3 | 1 | |
| Bills through conference | | | |
| Measures passed, total | 28 | 24 | 52 |
| Senate bills | 6 | | |
| House bills | 4 | 5 | |
| Senate joint resolutions | 2 | 4 | |
| House joint resolutions | 1 | 5 | |
| Senate concurrent resolutions | [illegible] | 1 | |
| House concurrent resolutions | 2 | 3 | |
| Simple resolutions | 15 | 6 | |
| Measures reported, total | *33 | *14 | 47 |
| Senate bills | 4 | | |
| House bills | 1 | 1 | |
| Senate joint resolutions | 4 | | |
| House joint resolutions | | 4 | |
| Senate concurrent resolutions | | | |
| House concurrent resolutions | | | |
| Simple resolutions | 24 | 6 | |
| Special reports | | 1 | |
| Conference reports | 1 | 1 | |
| Measures pending on calendar | 55 | 51 | |
| Measures introduced, total | 274 | 421 | 695 |
| Bills | 140 | 176 | |
| Joint resolutions | [illegible] | 81 | |
| Concurrent resolutions | 8 | 55 | |
| Simple resolutions | 50 | 67 | |
| Quorum calls | 36 | 1 | |
| Yea-and-nay votes | 17 | 12 | |
| Recorded votes | | 3 | |
| Bills vetoed | | | |
| Vetoes overridden | | | |

*These figures include all measures reported, even if there was no accompanying report. A total of 3 reports have been filed in the Senate, a total of 16 have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

(January 25 through February 28, 1982)

Army nominations, totaling 23,236, disposed of as follows:

| | |
|---|---|
| Confirmed | 2,5[illegible] |
| Unconfirmed | 20,[illegible] |

Navy nominations, totaling 8,211, (including 552 carried over from the first session) disposed of as follows:

| | |
|---|---|
| Confirmed | 7,858 |
| Unconfirmed | 353 |

Air Force nominations, totaling 1,943, disposed of as follows:

| | |
|---|---|
| Confirmed | 1,920 |
| Unconfirmed | 23 |

Marine Corps nominations, totaling 11, disposed of as follows:

| | |
|---|---|
| Unconfirmed | 11 |

Civilian nominations, totaling [illegible], disposed of as follows:

| | |
|---|---|
| Confirmed | [illegible] |
| Unconfirmed | [illegible] |
| Withdrawn | |

Summary

| | |
|---|---|
| Total nominations received | 33,[illegible] |
| Total confirmed | 11,[illegible] |
| Total unconfirmed | 21,[illegible] |
| Total withdrawn | |

# *Tuesday, March 2, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 2769–2869*

**Bills Introduced:** Twelve bills and three resolutions were introduced, as follows: S. 2151–2162, S.J. Res. 154, and S. Res. 329–330.

Page 2846

**Bills Reported:** Reports were made as follows:

S.J. Res. 142, designating March 21, 1982, as Afghanistan Day, commemorating the struggle of the people of Afghanistan against the occupation of their country by Soviet forces.

S.J. Res. 145, designating the week beginning June 13, 1982, as "National Orchestra Week."

S.J. Res. 148, designating March 18, 1982, as "National Agriculture Day."

S. Res. 266, declaring March 1, 1982, as "National Day of the Seal."

S.J. Res. 154, expressing the sense of the Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate.

S.J. Res. 29, designating the week beginning with the first Sunday in June of each year as "National Garden Week," with an amendment.

Page 2845

**Measures Passed:**

*Rikizo Hirano:* Senate agreed to S. Res. 83, expressing the sense of the Senate that the intervention of the Supreme Commander for the Allied Powers in the case of Rikizo Hirano was improper and that all U.S. Government records should be corrected to clear said individual of any wrongdoing.

Pages 2888–2889

*Milwaukee Railroad and Rock Island Railroad Amendments Act:* Senate passed S. 1879, providing the Interstate Commerce Commission with authority to review good faith purchase applications, which have been rejected by the trustees of the bankrupt Rock Island Railroad, after agreeing to a modified committee amendment in the nature of a substitute, as amended by Baker (for Kassebaum) unprinted Amendment No. 824, of a technical and clarifying nature.

Pages 2889–2891

*Department of Justice Authorizations, 1982:* By 57 yeas to 37 nays, Senate passed S. 951, authorizing funds for the Department of Justice, 1982, after agreeing to additional amendments proposed thereto, as follows:

(1) Johnston Amendment No. 1252, authorizing appropriations for the Department of Justice, forbidding the Department of Justice from maintaining actions which require mandatory busing, and limiting the power of courts to order busing.

Page 2773

(2) By 72 yeas to 22 nays, Heflin Amendment No. 1235, providing that the Department of Justice shall not be prevented from participating in any proceedings to remove or reduce the requirement of busing in existing court decrees or judgments. Page 2792

Pages 2773–2795

*Martial law in Poland:* By unanimous vote of 94 yeas, Senate agreed to S. Res. 330, on the imposition of martial law in Poland and calling for the release of Lech Walesa.

Pages 2805–2809

**Standby Petroleum Allocation Act of 1982—Conference Report:** By 86 yeas to 7 nays, Senate agreed to the conference report on S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage.

Pages 2809–2829

**National P.T.A. Membership Month:** Senate concurred in the amendments of the House to S.J. Res. 105, requesting the President to designate the month of October 1982 as "National P.T.A. Membership Month."

Page 2892

**National Peach Month:** Senate concurred in the amendment of the House to S.J. Res. 91, designating July 1982 as "National Peach Month."

Pages 2892–2893

**Confirmations:** By a vote of 83 yeas to 12 nays, Senate confirmed the nomination of James D. Theberge, of the District of Columbia, to be Ambassador to Chile.

Senate also confirmed the following nominations:

Cathie A. Shattuck, of Colorado, to be a Member of the Equal Employment Opportunity Commission.

3 Army nominations in the rank of General.

1 Navy nomination in the rank of Admiral.

1 Air Force nomination in the rank of General.

5 Marine Corps nominations in the rank of General.

Routine lists of nominations in the Army, Navy, Air Force, and Marine Corps.

Page 2893

**Nomination:** Senate received the nomination of Thomas A. Bolan, of New York, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Page 2893

**Presidential Message:** Senate received a message from the President, transmitting the 14th Annual Report of the Department of Transportation, which was referred to the Committee on Commerce, Science, and Transportation. (PM—116)

Page 2843

**Messages From the President:** Page 2843

**Messages From the House:** Page 2844

**Communications:** Pages 2844–2845

**Statements on Introduced Bills:** Pages 2845–2864

**Amendments Submitted for Printing:** Page 2867

**Notices of Hearings:** Page 2867

**Committee Authority To Meet:** Page 2868

**Additional Statements:** Pages 2868–2891

**Nominations:** Page 2894

**Confirmations:** Page 2894

**Record Votes:** Five record votes were taken today. (Total—42)

Pages 2792, 2793, 2804, 2808, 2829

**Recess:** Senate convened at 9 a.m., and recessed at 6:47 p.m., until 10:30 a.m., on Wednesday, March 3, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 2893.)

## *Committee Meetings*

### COMMODITY FUTURES TRADING COMMISSION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation continued hearings on S. 2109, authorizing funds for the Commodity Futures Trading Commission, receiving testimony from Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office; Neal P. Gillen, American Cotton Shippers Association, Daniel Amstutz, National Grain and Feed Association, Stuart Proctor, American Farm Bureau Federation, and William Brooks, National Grain Trade Council, all of Washington, D.C.; Jack Barbanel, Commodities Corporation, Princeton, New Jersey, and Dan Eret, Dorchester, Nebraska, on behalf of the American Agriculture Movement.

Hearings continue on Wednesday, March 10.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held hearings to review the defense posture with regard to proposed budget estimates for fiscal year 1983 for the Department of Defense receiving testimony from Caspar Weinberger, Secretary of Defense; Jack R. Borsting, Assistant Secretary of Defense (Comptroller), and General David C. Jones, Chairman, Joint Chiefs of Staff.

Subcommittee will meet again on Tuesday, March 9.

### APPROPRIATIONS—POWER MARKETING ADMINISTRATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for Power Marketing Administrations from Joseph J. Tribble, Assistant Secretary of Energy for Conservation and Renewable Energy, Daniel M. Ogden, Director, Office of Power Marketing Coordination, and Robert J. Cross, Administrator, Alaska Power Administration (Juneau), Harry C. Geisinger, Administrator, Southeastern Power Administration (Elberton, Georgia), Richard B. Risk, Administrator, Southwestern Power Administration (Tulsa, Oklahoma), Robert L. McPhail, Administrator, Western Area Power Administration (Golden, Colorado), and Peter T. Johnson, Administrator, Bonneville Power Administration (Portland, Oregon), all of the Department of Energy.

Subcommittee recessed subject to call.

### POLISH DEBT

*Committee on Appropriations:* Subcommittee on Foreign Operations resumed hearings to examine the current debt situation in Poland, receiving testimony from Zdzislaw Rurarz, former Polish Ambassador to Japan; Wojciech Karpinski, Yale University, New Haven, Connecticut; and Jan Nowak, on behalf of the Polish American Congress, Chicago, Illinois.

Hearings were recessed subject to call.

### APPROPRIATIONS—ENERGY/INTERIOR

*Committee on Appropriations:* Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from James B. Edwards, Secretary of Energy; and James G. Watt, Secretary of the Interior.

Hearings continue tomorrow.

### APPROPRIATIONS—CENTERS FOR DISEASE CONTROL/HEALTH SERVICES ADMINISTRATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from William H. Foege, Director, Centers for Disease Control, and John H. Kelso, Acting Administration, Health Services Administration, both of the Department of Health and Human Services.

Hearings continue tomorrow.

## APPROPRIATIONS—DOJ

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Department of Justice from William French Smith, Attorney General, Kevin D. Rooney, Assistant Attorney General for Administration, John R. Shaffer, Director, Budget Staff, Edward C. Schmults, Deputy Attorney General, J. Paul McGrath, Assistant Attorney General, Civil Division, William Bradford Reynolds, Assistant Attorney General, Civil Rights Division, D. Lowell Jensen, Assistant Attorney General, Criminal Division, Carol E. Dinkins, Assistant Attorney General, Land and Natural Resources Division, and William F. Baxter, Assistant Attorney General, Antitrust Division, all of the Department of Justice.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Navy and Marine Corps operation and maintenance, receiving testimony from Lt. General H. A. Hatch, Deputy Chief of Marine Corps Staff for Installations and Logistics; and Rear Admiral Richard A. Miller, Director, Office of Budget and Reports, Fiscal Management Division, U.S. Navy.

Hearings continue tomorrow.

## DOD AUTHORIZATIONS

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony on manpower programs from Senator Hollings; Lt. General R. D. Tice, Deputy Assistant Secretary of Defense for Military Personnel and Force Management; and Paul Donovan, Principal Director for Program Integration, Department of Defense.

Hearings continue on Thursday, March 4.

## CONVENTIONAL WARFARE

*Committee on Armed Services:* Subcommittee on Tactical Warfare concluded a closed intelligence briefing on the conventional warfare threat, after receiving testimony from Rear Admiral Edward A. Burkhalter, Jr., Deputy Director, Karen E. Scott, Senior Analyst, Soviet Air Forces, Colonel Robert C. Johnson, Korea Section Chief, and Louis A. Bradley, Technical Assistant for Tactical Systems, all of the Defense Intelligence Agency.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces continued open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on the land-based deterrent program, receiving testimony from Alton G. Keel, Jr., Assistant Secretary of the Air Force for Research, Development and Logistics; Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff on Research, Development and Acquisition; Brig. General James P. McCarthy, Special Assistant for MX; Amoretta Hoebber, Deputy Assistant Secretary of the Army for Research and Development; and Maj. General Grayson D. Tate, Program Manager, Ballistic Missile Defense Program.

Subcommittee recessed subject to call.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new Budget authority, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System; and Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

## ENERGY BUDGET

*Committee on Energy and Natural Resources:* Committee began consideration of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and on recommendations which it will make thereon to the Committee on the Budget by March 15, but did not complete action thereon and will continue tomorrow.

## BUDGET—REGIONAL AND COMMUNITY DEVELOPMENT/WATER RESOURCES

*Committee on Environmental and Public Works:* Committee concluded hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and to consider recommendations which it will make thereon to the Budget Committee, after receiving testimony in behalf of funds for their respective activities from Carlos C. Campbell, Assistant Secretary of Commerce for Economic Development; Albert P. Smith, Jr., Federal Cochairman, Appalachian Regional Commission; Lee Thomas, Associate Director, State and Local Programs, Federal Emergency Management Agency; William R. Gianelli, Assistant Secretary of the Army for Civil Works; Major General E. R. Heiberg III, Director of Civil Works; Gary D. Cobb, Director, Office of Water Research and Technology, and Borg Steinberg, Chief of Programs, all of the Corps of Engineers; and Garrey Carruthers, Assistant Secretary of the Interior for Land and Water Resources, and Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior.

Committee will begin consideration of recommendations which it will make to the Budget Committee on tomorrow.

## BUDGET/NOMINATION

*Committee on Finance:* Committee completed its review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

Also, committee ordered favorably reported the nomination of Veronica A. Haggart, of Virginia, to be a Member of the U.S. International Trade Commission.

## AUTO SAFETY TAX CREDIT

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on S. 1887, imposing a tax on the sale of certain automobiles sold without automatic safety airbags, and allowing a tax credit to manufacturers of automobiles equipped with such airbags, after receiving testimony from Gregg Ballentine, Deputy Secretary of the Treasury for Tax Analysis; and Raymond Peck, Administrator, National Highway Traffic Safety Administration, Department of Transportation.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S.J. Res. 154, expressing the sense of Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate;

Protocol to the North Atlantic Treaty on the Accession of Spain (Treaty Doc. No. 97–22);

An original resolution authorizing the printing of the committee print entitled "Background Information on the Committee on Foreign Relations, U.S. Senate"; and

The nominations of Keith L. Brown, of Colorado, to be Ambassador to the Kingdom of Lesotho, William R. Casey, Jr., of Colorado, to be Ambassador to the Republic of Niger, Howard E. Douglas, of Virginia, to be U.S. Coordinator for Refugee Affairs and Ambassador at Large, Hugh W. Foster, of California, to be Alternate Executive Director of the Inter-American Development Bank, Anthony Quainton, of Washington, to be Ambassador to Nicaragua, Otto J. Riech, of Virginia, to be Assistant Administrator, Bureau of Latin America and the Caribbean, Agency for International Development, and Howard K. Walker, of New Jersey, to be Ambassador to the Republic of Togo.

Prior to this action, the committee concluded hearings on the nominations of Messrs. Foster and Walker, after the nominees testified and answered questions in their own behalf. Mr. Foster was introduced by Senator Hayakawa.

## NOMINATIONS

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of John R. McKean, of California, to be a Governor of the U.S. Postal Service, and Henry R. Folsom, of Delaware, and John W. Crutcher, of Virginia, each to be a Commissioner of the Postal Rate Commission, after the nominees testified and answered questions in their own behalf. Mr. Crutcher was introduced by Senator Dole.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

The nominations of Leroy J. Contie, Jr., and Robert B. Krupansky, both of Ohio, each to be a Circuit Judge for the Sixth Circuit Court of Appeals, John R. Gibson, of Missouri, to be Circuit Judge for the Eighth Circuit Court of Appeals, Eugene F. Lynch, to be U.S. District Judge for the Northern District of California, Elizabeth A. Kovachevich, to be U.S. District Judge for the Middle District of Florida, J. William Petro, to be U.S. Attorney for the Northern District of Ohio, Richard L. Cox, to be U.S. Marshal for the Middle District of Florida, Carlos C. Cruz, to be U.S. Marshal for the Southern District of Florida, M. Clifton Nettles, III, to be U.S. Marshal for the Southern District of Georgia, Eugene G. Liss, to be U.S. Marshal for the District of New Jersey, Rudolph G. Miller, to be U.S. Marshal for the District of New Mexico, Gene G. Abdallah, to be U.S. Marshal for the District of South Dakota, William J. Nettles, to be U.S. Marshal for the Southern District of Illinois, Basil S. Baker, to be U.S. Marshal for the Southern District of Texas, and Mary Louise Smith, of Iowa, to be a Member of the Commission on Civil Rights;

S. 1640, revising certain provisions of the Federal Criminal Code imposing additional procedural requirements for the interception of wire or oral communications, with amendments;

S.J. Res. 29, designating the week beginning with the first Sunday in June of each year as "National Garden Week", with an amendment designating June 6 through 12, 1982, as "National Garden Week";

S. Res. 266, declaring March 1, 1982, as "National Day of the Seal".

S.J. Res. 142, designating March 21, 1982, as Afghanistan Day, commemorating the struggle of the people of Afghanistan against the occupation of their country by Soviet forces;

S.J. Res. 145, designating the week beginning June 13, 1982, as "National Orchestra Week"; and

S.J. Res. 148, designating March 18, 1982, as "National Agriculture Day".

### WORK ETHIC—MATERIALISM/AMERICAN FAMILY

*Committee on Labor and Human Resources:* Subcommittee on Aging, Family and Human Services held hearings to examine the impact of stress on the family caused by the workplace, focusing on dual wage-earning parents and the effects on family relationships, and the non-working recipient of public assistance, receiving testimony from Wes Burr, National Council on Family Relations, Provo, Utah; Brent Miller, Utah State University, Logan; Carlfred Broderick, University of Southern California, Los Angeles; and Onalee McGraw, Heritage Foundation, and Jack Meyer, American Enterprise Institute, both of Washington, D.C.

Subcommittee will meet again on Tuesday, March 16.

### SAFE HARBOR LEASING

*Committee on Small Business:* Committee held hearings to review small business application of safe harbor leasing provisions, which allow business to sell unused tax credits to other firms, of the Economic Recovery Act (97–34), receiving testimony from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Eliot Janeway, Janeway Publishing Research Corporation, and Paul M. Finfer, Beneficial Leasing Group, both of New York City; W. H. Griffin, Griffin Lumber Company, Cordele, Georgia; Harold Edwards, Jr., O. M. Edwards Co., Inc., Syracuse, New York; Owen Willaman, New York Air Brake Company, Watertown, New York; Robert Haddad, Price, Waterhouse, Boston, Massachusetts, on behalf of the Small Business Association of New England; Milton Harris, Maryland National Leasing Corporation, Towson; James B. McCarthy, General Business Services, Rockville, Maryland, on behalf of the National Small Business Association; John Fitch, Jr., National Association of Wholesaler-Distributors, Washington, D.C.; and Thomas Huset, Associated Credit Plan, Inc., Madison, Wisconsin.

Hearings were recessed subject to call.

### VETERANS' PROGRAMS

*Committee on Veterans' Affairs:* Committee concluded hearings in review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and to consider recommendations which it will make thereon to the Budget Committee, after receiving testimony in behalf of funds for respective veterans' programs from Ellsworth L. Sharpe, and George E. Stocking, both on behalf of the Blinded Veterans Association, and Michael F. Delaney, Paralyzed Veterans of America, all of Washington, D.C.; and Winston Roche, Veterans of World War I, Alexandria, Virginia.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 35 public bills, H.R. 5657–5691; 4 private bills, H.R. 5692–5695; and 3 resolutions, H.J. Res. 417 and 418, and H. Con. Res. 278 were introduced.

Pages 2766–2768

**Reports:** Reports were filed as follows:

Report entitled "Oversight Report on the Magnuson Fishery Conservation and Management Act of 1976" (H. Rept. 97–438); and

S. 634, to authorize the exchange of certain lands in Idaho and Wyoming, amended (H. Rept. 97–439).

Page 2766

**Journal:** By a yea-and-nay vote of 342 yeas to 15 nays, Roll No. 9, the House approved the Journal of Monday, March 1.

Pages 2699–2700

**Private Calendar:** On the call of the Private Calendar, the House passed over without prejudice H.R. 1547 and H.R. 1352.

Page 2698

**Return of German Art:** House agreed to the amendments of the Senate and cleared for the President, H.R. 4625, to authorize the Secretary of the Army to return to the Federal Republic of Germany certain works of art seized by the United States Army at the end of World War II.

Page 2702

**Suspensions:** House voted to suspend the rules and pass the following measures:

*El Salvador elections:* H. Con. Res. 226, expressing the sense of the Congress that the President should press for unconditional discussions among the major political factions in El Salvador in order to guarantee a safe and stable environment for free and open democratic elections (agreed to by a yea-and-nay vote of 396 yeas to 3 nays, Roll No. 10);

Pages 2702, 2713, 2734

*Soviet human rights:* H.J. Res. 373, amended, expressing the sense of the Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate, and that these matters should be among the issues raised at the thirty-eighth meeting of the

United Nations Commission on Human Rights at Geneva in February 1982 (passed by a yea-and-nay vote of 387 yeas, Roll No. 11);

Pages 2713-2718, 2735-2736

*U.S.-Netherlands relations bicentennial:* H.J. Res. 348, to provide for the awarding of a special gold medal to Her Majesty Queen Beatrix in recognition of the 1982 bicentennial anniversary of diplomatic and trade relations between the Netherlands and the United States; and

Pages 2730-2732

*U.S.S. Hyman G. Rickover:* H.R. 4977, to direct the President to name the next Nimitz class nuclear-powered aircraft carrier as the United States Ship *Hyman G. Rickover.*

Pages 2732-2733

**Flexible and Compressed Time:** House failed to suspend the rules and pass H.R. 5366, to amend title 5, United States Code, to provide permanent authorization for Federal agencies to use flexible and compressed employee work schedules (failed by a yea-and-nay vote of 255 yeas to 142 nays, Roll No. 12, two-thirds of those present not voting in favor).

Pages 2720-2730, 2736-2737

**James A. Farley Building:** House agreed to H. Res. 368, calling upon the United States Postal Service to designate the General Post Office Building, New York City, as the "James A. Farley Building".

Pages 2737-2738

**Presidential Messages:** Read the following messages from the President:

*Small business:* Message transmitting "The State of Small Business; A Report of the President"—referred to the Committee on Small Business; and

*Transportation:* Message transmitting the 14th Annual Report of the Department of Transportation for fiscal year 1980—referred to the Committees on Energy and Commerce, Merchant Marine and Fisheries, and Public Works and Transportation.

Pages 2742-2743

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 2765

## *Committee Meetings*

### BUDGET RECOMMENDATIONS

*Committee on Agriculture:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Food and Nutrition Service and Human Nutrition Information Service. Testimony was heard from the following officials of the USDA: Mary C. Jarratt, Assistant Secretary, Food and Consumer Services; Gene P. Dickey, Acting Administrator, Food and Nutrition Service and Catherine Woteki, Acting Associate Administrator, Human Nutrition Information Service.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Federal Communications Commission, Federal Trade Commission and Securities and Exchange Commission. Testimony was heard from Mark Fowler, Chairman, FCC; the following officials of the SEC: John Shad, Chairman; Daniel Goelzer, Executive Assistant and George Kundahl, Executive Director and James C. Miller, III, Chairman, FTC.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1983 Army Posture. Testimony was heard from John O. Marsh, Jr., Secretary of the Army.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Power Marketing Administrators. Testimony was heard from the following officials of the Department of Energy: Joseph J. Tribble, Assistant Secretary for Conservation and Renewable Energy and the Power Marketing Administrators.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Resource Management Programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on NIH Overview; National Institute of Environmental Health Sciences; National Heart, Lung and Blood Institute; National Institute of Dental Research. Testimony was heard from officials of NIH, Department of Health and Human Services.

### LEGISLATIVE BRANCH

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on Library of Congress. Testimony was heard from Daniel J. Boorstin, Librarian of Congress.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Contracting for Planning Design and Construction (and American Preference Contracting Program Overseas. Testimony was heard from RAdm. Donald Conner, USN, Director of Construction, Office of the Assistant Secretary of Defense and representatives of the Services.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on the Coast Guard. Testimony was heard from Adm. John B. Hayes, Commandant, U.S. Coast Guard.

Hearings continue tomorrow.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Merit Systems Protection Board; Office of Special Counsel (MSPB) and Federal Labor Relations Authority. Testimony was heard from officials of those Agencies.

## U.S. EUROPEAN COMMAND

*Committee on Armed Services:* Held a hearing on the posture and requirements of forces in the U.S. European Command. Testimony was heard from Gen. Bernard W. Rogers, USA, Commander-in Chief, U.S. European Command.

## DOD BUDGET

Hearings continue tomorrow.

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation held a hearing on the manpower portions of the fiscal year 1983 Defense budget request. Testimony was heard from Harry N. Walters, Assistant Secretary for Manpower and Reserve Affairs, Department of the Army and Lt. Gen. Maxwell R. Thurman, Deputy Chief of Staff for Personnel, U.S. Army.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems held a hearing on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on Air Force strategic programs. Testimony was heard from Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, USAF.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Readiness held a hearing on the operations and maintenance portion of the fiscal year 1983 Defense budget request. Testimony was heard from Paul Dube, Director of Operations, Office of the Comptroller, Department of Defense.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Research and Development held a hearing on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Defense budget request. Testimony was heard from the following officials of the Department of Defense: Richard D. DeLauer, Under Secretary for Research and Engineering and Richard N. Perle, Assistant Secretary for International Security Policy.

Hearings continue tomorrow.

## FOREIGN NAVAL DEVELOPMENTS

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials met in executive session to receive a classified briefing on foreign naval developments. The Subcommittee was briefed by Rear Adm. Sumner Shapiro, Director of Naval Intelligence, Office of the Chief of Naval Operations.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Held a hearing on the Administration's budget proposals for fiscal year 1983. Testimony was heard from Terrel H. Bell, Secretary of Education.

Hearings continue tomorrow.

## OVERSIGHT-COAL MINE DISASTERS

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the coal mine disasters which occurred in December of 1981 and January of 1982. Testimony was heard from public witnesses.

Hearings continue March 9.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held a hearing on the impact of the Administration's budget proposals on higher education. Testimony was heard from Representatives Harkin and Shumway; William Clohan, Under Secretary of Education and public witnesses.

Hearings continue tomorrow.

## MOTOR VEHICLES

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States. Testimony was heard from Representative Ottinger; David MacDonald, Deputy U.S. Trade

Representative; Robert Dederick Assistant Secretary for Economic Affairs, Department of Commerce and public witnesses.

## STRATEGIC PETROLEUM RESERVE BUDGET

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on the fiscal year 1983 strategic petroleum reserve budget. Testimony was heard from William Vaughan, Assistant Secretary for Environmental Protection, Safety and Energy Preparedness, Department of Energy; J. Dexter Peach, Director, Energy and Minerals Division, GAO and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## EAST-WEST RELATIONS

*Committee on Foreign Affairs:* Held a hearing on East-West Relations. Testimony was heard from Alexander M. Haig, Jr., Secretary of State.

## EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs concluded hearings on Presidential Certification on El Salvador (Part IV). Testimony was heard from Representatives Murtha, Oberstar, James Coyne and Harkin and public witnesses.

## OVERSIGHT

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held an oversight hearing on the National Archives and Records Service. Testimony was heard from public witnesses.

Hearings continue March 4.

## COMMITTEE FUNDING

*Committee on House Administration:* Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 320, Committee on House Administration;

H. Res. 331, amended, Committee on Armed Services;

H. Res. 325, Committee on Standards of Official Conduct;

H. Res. 340, amended, Committee on Interior and Insular Affairs;

H. Res. 335, amended, Committee on Public Works and Transportation;

H. Res. 315, amended, Committee on Education and Labor;

H. Res. 330, amended, Committee on Science and Technology;

H. Res. 337, amended, Committee on Small Business;

H. Res. 327, amended, Committee on Ways and Means;

H. Res. 347, amended, Committee on Banking, Finance and Urban Affairs;

H. Res. 360, amended, Committee on Energy and Commerce;

H. Res. 336, amended, Committee on Merchant Marine and Fisheries;

H. Res. 361, amended, Select Committee on Aging;

H. Res. 359, amended, Committee on Rules;

H. Res. 343, amended, Committee on Government Operations;

H. Res. 323, amended, Committee on Post Office and Civil Service;

H. Res. 333, amended, Committee on Foreign Affairs;

H. Res. 326, amended, Committee on Veterans' Affairs;

H. Res. 341, amended, Committee on Agriculture;

H. Res. 365, amended, Committee on the Judiciary;

H. Res. 342, amended, Permanent Select Committee on Intelligence;

H. Res. 366, Select Committee on Narcotics Abuse and Control;

H. Res. 322, amended, Committee on the District of Columbia; and

H. Res. 363, amended, House Information Systems.

Prior to this action, the Subcommittee met and considered funding resolutions for the following Committees: Permanent Select Committee on Intelligence; Select Committee on Narcotics Abuse and Control and the Committee on the District of Columbia.

## NRC BUDGET

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held a hearing on the Nuclear Regulatory Commission budget for fiscal year 1983. Testimony was heard from the following officials of the NRC: Nunzio Palladino, Chairman; Victor Gilinsky, Peter A. Bradford, John F. Ahearne and Thomas Roberts, all Commissioners and from the following members of the NRC Advisory Committee on Reactor Safeguards (ACRS): Dr. Paul G. Shewmon, Chairman and Dr. Chester P. Siess, Member and Chairman, SCRS Subcommittee on Nuclear Safety Research Program.

## BUDGET RECOMMENDATIONS

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held oversight hearings on the fiscal year 1983 budget requests for the Bureau of Land Management, Department of the Interior; the Advisory Council on Historic Preservation and the Pennsylvania Avenue Corporation. Testimony was heard from Robert Burford, Director, Bureau of Land Management, Department of the Interior and public witnesses.

## MISCELLANEOUS MATTERS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the following bills: H.R. 4476, amended, to amend the Administrative Conference of the U.S. and H.R. 4903, granting the consent of the Congress to an interstate compact between the States of Mississippi and Louisiana establishing a commission to study the feasibility of rapid rail transit service between the two States.

The Subcommittee acted on private claims bills;

The Subcommittee also held an oversight hearing on the Administrative Conference Act. Testimony was heard from the following officials of the Administrative Conference of the United States: Loren A. Smith, Chairman; Steve Babcock, Executive Director; Richard Berg, General Counsel and Jeffrey S. Lubbers, Research Director.

## FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from public witnesses.

## PATENT POLICY

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4564, Uniform Federal Research and Development Utilization Act of 1981. Testimony was heard from Representatives Fuqua and Ertel and Gerald J. Mossinghoff, Commissioner of Patents and Trademarks, Department of Commerce.

## LAW OF THE SEA

*Committee on Merchant Marine and Fisheries:* Met in executive session to conclude hearings on the Third U.N. Conference on the Law of the Sea. Testimony was heard from Adm. Thomas B. Hayward, Chief of Naval Operations, Department of Defense.

## FISHERY CONSERVATION AND MANAGEMENT AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on fiscal year 1983 authorization to carry out fishery conservation and management. Testimony was heard from William Gordon, Assistant Administrator, National Marine Fisheries Services, Department of Commerce and public witnesses.

## WATER TRANSPORTATION SYSTEM

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Richard F. Walsh, Director, Office of Economic Analysis and Public Investment, Office of Policy, Department of Transportation and Martin Fitzpatrick, Jr., Director, Office of Transportation, Department of Agriculture.

Hearings continue tomorrow.

## EPA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment continued hearings on the EPA authorization. Testimony was heard from public witnesses.

## NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and applications continued hearings on NASA authorization for fiscal year 1983. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials held a hearing on transportation provisions in the DOE authorization. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## BUDGET REQUESTS

*Committee on Small Business:* Met to consider recommendations for the March 15 report to the Committee on the Budget and the SBA budget request.

Will continue March 9.

## LEGISLATIVE INITIATIVES

*Committee on Veterans' Affairs:* Held a hearing to receive legislative initiatives of the Blinded Veterans Association, Paralyzed Veterans of America and the Veterans of World War I. Testimony was heard from representatives of those organizations.

## BUDGET RECOMMENDATIONS

*Committee on Ways and Means:* Subcommittee on Health held a hearing on the Administration's proposed budget cuts in the medicare program. Testimony was heard from Carolyne K. Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services and public witnesses.

### BUDGET RECOMMENDATIONS

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation met to consider recommendations to the full Committee for the March 15 report to the Committee on the Budget.

### NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued to meet in executive session to hold hearings on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from officials of the Department of Defense.

Hearings continue March 4.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, March 3, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 2954–3095*

**Bills Introduced:** Four bills and two resolutions were introduced, as follows: S. 2163–2166, S.J. Res. 155, and S. Res. 331.

Page 3081

**Measure Passed:**

*Afghanistan Day:* By unanimous vote of 96 yeas, Senate passed S.J. Res. 142, designating March 21, 1982, as Afghanistan Day, commemorating the struggle of the people of Afghanistan against the occupation of their country by Soviet forces.

Pages 2968–2971

**Senator Harrison A. Williams, Jr.:** Senate began consideration of S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate.

Pages 2972–2976

**Statements on Introduced Bills:** Pages 3081–3084

**Notices of Hearings:** Page 3084

**Additional Statements:** Page 3084

**Quorum Call:** One quorum call was taken today. (Total—17)

Page 2972

**Record Vote:** One record was taken today. (Total—43)

Page 2971

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:52 p.m., until 10:30 a.m., on Thursday, March 4, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 3100.)

## *Committee Meetings*

### APPROPRIATIONS—ALCOHOL/DRUG ABUSE/MENTAL HEALTH

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Health and Human Services, receiving testimony in behalf of funds for the Alcohol, Drug Abuse, and Mental Health Administration from its Administrator, William E. Mayer.

Hearings continue on Friday, March 5.

### APPROPRIATIONS—INTERIOR

*Committee on Appropriations:* Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for certain non-Indian programs from numerous public witnesses.

Hearings continue on Tuesday, March 9.

### APPROPRIATIONS—DOJ

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, and the Judiciary continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from William H. Webster, Director, Federal Bureau of Investigations; William P. Tyson, Director, and Kevin D. Rooney, Assistant Attorney General for Administration, both of the Executive Office for U.S. Attorneys; William E. Hall, Director, and Howard Safir, Assistant Director for Operations, and James A. Shealey, Comptroller, all of the U.S. Marshals Service; and Robert F. Diegelman, Acting Director, Office of Justice Assistance, Research, and Statistics, all of the Department of Justice.

Hearings continue on Wednesday, March 10.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Air Force operation and maintenance, receiving testimony from Brigadier General Daniel B. Geran, Deputy Director of Budget (Operations), Comptroller of the Air

Force; and Charles D. McElhanon, Chief, Modification, Operation and Maintenance Programs Division/Directorate of Logistic Plans and Programs/Deputy Chief of Air Force Staff for Logistics and Engineering.

Subcommittee will meet again on Friday, March 5.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Tactical Warfare resumed closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for the Army's tactical programs from J. R. Sculley, Assistant Secretary of the Army for Research, Development and Acquisition; Lieutenant General James H. Merryman, Deputy Chief of Army Staff for Research, Development and Acquisition; and Major General Lewis C. Menetrey, Director of Requirements Office, Deputy Chief of Army Staff for Operations and Plans.

Closed hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new Budget authority, receiving testimony on the defense budget from Caspar W. Weinberger, Secretary of Defense, and General David C. Jones, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

## ALCOHOL-TRAFFIC SAFETY

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation conducted hearings on S. 2158, providing Federal incentives for States to enact an antidrunk driving statute meeting specific basic standards, and providing funds to provide nationwide access to information about dangerous traffic offenders, and S. 671, establishing State alcohol-traffic safety programs as part of the highway safety program, after receiving testimony from Senators Glenn and Pell; Representative Barnes; Diane Steed, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; Candy Lightner, Mothers Against Drunk Driving (MADD), Fair Oaks, California; Marge Charleville and Thelma Bridgewater, both of Missouri Remove Intoxicated Drivers (RID), Chesterfield, Missouri; Robert Marshall, Central Missouri State University/Alliance for Traffic Safety, Warrensburg, Missouri; Fran Nathanson, Citizens for Safe Drivers, Bethesda, Maryland; James F. McGuirk, New York State Department of Motor Vehicles, Albany; and Diana Tabler, National Council on Alcoholism, William E. Johns, American Trucking Associations, Inc., Warren J. Rheaume, International Brotherhood of Teamsters, Phil Haseltine, on behalf of the National Association of Governors, Robert Brown, American Association of Motor Vehicle Administrators, Robert M. Goldstein, District of Columbia Metropolitan Police Department, Vincent Tofany, National Safety Council, Sally Kirkpatrick, Alliance of American Insurers, and Terry Baxter, Government Employees Insurance Company, all of Washington, D.C.

## BUDGET

*Committee on Energy and Natural Resources:* Committee completed its review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

## BUDGET

*Committee on Environment and Public Works:* Committee began consideration of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and recommedations which it will make thereon to the Committee on the Budget, but did not complete action thereon and will continue tomorrow.

## SOVIET-EUROPEAN GAS PIPELINE

*Committee on Foreign Relations:* Subcommittee on International Economy Policy concluded hearings to discuss the unilateral application of U.S. export control regulations on equipment and technology for building the Soviet-Western European gas pipeline, after receiving testimony from Arthur Downey, on behalf of U.S. Chamber of Commerce, Stanley Marcus, Milbank, Tweed, Hadley and McCloy, and Douglas Rosenthal, Sutherland, Asbill and Brennan, all of Washington, D.C.; and Erskine Chapman, Caterpillar Corporation, Peoria, Illinois.

## ALTERNATIVE WORK SCHEDULES

*Committee on Governmental Affairs:* Subcommittee on Civil Service, Post Office, and General Services held hearings on proposed legislation removing the introduction and termination of an alternative work schedule from the collective bargaining process, and the substance of H.R. 5366, permanently extending the provisions of P.L. 95-390, permitting Federal agencies to utilize flexible and compressed work schedules (pending in the House), receiving testimony from Representative Ferraro; Donald J. Devine, Director, and James Morrison, Associate Director for Compensation, both of the Office of Personnel Management; Robert L. Fairman, Assistant Secretary of Transportation for Administration, Jerald D. Fox, Associate Administrator for Administration and Norman Linton, Director of Personnel, both of the General Services Administration; and

Catherine Waelder, Tricia Thomas, and Elayne Tempel, all representing the National Federation of Federal Employees, Washington, D.C.

Hearings were recessed subject to call.

### BUDGET

*Committee on Veterans' Affairs:* Committee began consideration of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and recommendations which it will make thereon to the Committee on the Budget, but did not complete action thereon.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 24 public bills, H.R. 5696–5719; 3 private bills, H.R. 5720–5722; and 4 resolutions, H.J. Res. 419–421, H. Con. Res. 279 were introduced.

**Pages 3153–3154**

**Journal:** By a yea-and-nay vote of 355 yeas to 15 nays, with 1 voting "present", Roll No. 13, the House approved the Journal of Tuesday, March 2.

**Page 3101**

**Standby Petroleum Allocation Act of 1982:** By a yea-and-nay vote of 246 yeas to 144 nays, Roll No. 14, the House agreed to the conference report on S. 1503, to authorize the President to allocate supplies of crude oil, residual fuel oil, and refined petroleum products during a severe petroleum supply shortage—clearing the measure for the President.

**Pages 3105–3118**

**Papago Indian Water Rights:** By a yea-and-nay vote of 374 yeas to 1 nay, Roll No. 15, the House agreed to H. Res. 357, providing for the consideration of H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, and to settle Papago Indian water rights claims in portions of the Papago reservations.

**Pages 3118–3119**

**Adjournment:** Met at 3 p.m. and adjourned at 6:39 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURES

*Committee on Agriculture:* Ordered reported as amended the following bills: H.R. 3021, to authorize the Secretary of Agriculture to convey certain National Forest lands; H.R. 3881, to direct the Secretary of Agriculture to release a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and H.R. 2160, to amend the Potato Research and Promotion Act.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Agricultural Research Service. Testimony was heard from the following officials of the USDA: Anson R. Bertrand, Director, Science and Education and Terry B. Kinney, Administrator, Agricultural Research Service.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Secretary of Commerce; General Administration, and Economic and Statistical Analysis at 2:30 p.m., on Bureau of the Census. Testimony was heard from the following officials of the Department of Commerce: Arlene Triplett, Assistant Secretary for Administration; Dr. Robert G. Dederick, Assistant Secretary for Economic Affairs and Bruce Chapman, Director, Bureau of the Census.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1983 Navy Posture. Testimony was heard from John Lehman, Secretary of the Navy.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Federal Energy Regulatory Commission. Testimony was heard from C. M. Butler, III, Chairman, Federal Energy Regulatory Commission, Department of Energy.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on the Peace Corps. Testimony was heard from Loret Miller Ruppe, Director, Peace Corps.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Consumer Product Safety Commission; Office of Consumer Affairs, and Consumer Information Center. Testimony was heard from Nancy Harvey Steorts, Chairman, Consumer Product Safety Commission; Teresa Nasif, Acting Director, Consumer Information Center, GSA and Virginia Knauer, Special Assistant to the President and Director, Office of Consumer Affairs, Department of Health and Human Services.

## LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on National Institute of Arthritis, Diabetes and Digestive and Kidney Disorders; National Institute of Allergy and Infectious Diseases; National Institute of Neurological and Communicative Disorders and Stroke; National Eye Institute, and Research Resources. Testimony was heard from officials of NIH, Department of Health and Human Services.

## LEGISLATION BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch continued hearings on Library of Congress. Testimony was heard from the following officials of the Library of Congress: Daniel J. Boorstin, Librarian of Congress and Gilbert Gude, Director, Congressional Research Service.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Army Military Construction Program. Testimony was heard from Gen. Norman Delbridge, Assistant Chief of Engineers, Department of the Army and Maj. Gen. Niles J. Fulwyler, Director, Nuclear and Chemical Directorate, Office of Deputy Chief of Staff, U.S. Army.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation continued hearings on U.S. Coast Guard. Testimony was heard from the following officials of the U.S. Coast Guard: Adm. John B. Hayes, Commandant, and VAdm. Robert H. Scarborough, Vice Commandant.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Office of Personnel Management; Government Payment for Annuitants; Employees' Health Benefits, and Payment to Civil Service Disability and Retirement Fund. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1983 Defense budget request. Testimony was heard from John S. Herrington, Assistant Secretary for Manpower and Reserve Affairs, Department of the Navy; VAdm. Lando W. Zech, Jr., Deputy Chief of Naval Operations (Manpower and Reserve Affairs), U.S. Navy and Lt. Gen. Edward J. Bronars, Deputy Chief of Staff for Manpower, Headquarters, U.S. Marine Corps.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on Navy strategic programs and strategic Command, Control and Communications programs. Testimony was heard from Stephen J. Hostettler, Director, Surface Combat Systems Division, Office of the Deputy Chief of Naval Operations (Surface Warfare), U.S. Navy; VAdm. G. R. Nagler, Director, Command and Control, Office of the Chief of Naval Operations, U.S. Navy; Brig. Gen. Bernard P. Randolph, Director, Space Systems and Command, Control and Communications, Office of the Deputy Chief of Staff for Research, Development and Acquisition, USAF; Maj. Gen. James H. Marshall, Director, Development and Production, Office of the Deputy Chief of Staff for Research, Development and Acquisition, USAF and Brig. Gen. William Bowden, Deputy Director of Logistics, Plans and Programs, Office of the Deputy Chief of Staff for Logistics and Engineering, USAF.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Readiness continued hearing on the operations and maintenance portion of the fiscal year 1983 Defense budget request. Testimony was heard from RAdm. V. W. Klein, Director, Operations Division, Office of the Comptroller, Department of the Navy; Lt. Gen. H. A. Hatch, Deputy Chief of Staff for Installations and Logistics, U.S. Marine Corps; Lt. Gen. Ernest D. Peixotto, Comptroller of the Army, Department of the Army and Brig. Gen. Roger J. Price, Director of Operations and Maintenance, Army Appropriation, Department of the Army.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Research and Development continued hearings on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Defense budget request. Testimony was heard from Richard D. DeLauer, Under Secretary for Research and Engineering, Department of Defense.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the shipbuilding portion of the fiscal year 1983 Defense budget request. Testimony was heard from VAdm. Carlisle A. H. Trost, Director, Navy Program Planning, Office of the Chief of Naval Operations and George A. Sawyer, Assistant Secretary for Shipbuilding and Logistics, Department of the Navy.

Hearings continue tomorrow.

## MONEY SUBSTITUTES AND MONETARY POLICY

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on money substitutes and monetary policy, and the resulting impact on interest rates and employment. Testimony was heard from Beryl Sprinkel, Under Secretary of the Treasury and Lyle Gramley, Governor, Federal Reserve Board.

Hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983, with emphasis on defense. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## D.C. AUTHORIZATION

*Committee on the District of Columbia:* Subcommittee on Fiscal Affairs and Health approved for full Committee action H.R. 5595, to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.

Prior to this action, the Subcommittee held a hearing on H.R. 5595 and on H.R. 5590, to establish a predictable and equitable formula for determining the amount of the annual Federal payment to the District of Columbia. Testimony was heard from Marion S. Barry, Jr., Mayor, District of Columbia and Janet L. Norwood, Commissioner of Labor Statistics, Bureau of Labor Statistics, Department of Labor.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Continued hearings on the Administration's budget proposals for fiscal year 1983. Testimony was heard from Richard S. Schweiker, Secretary of Health and Human Services.

Hearings continue March 9.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education continued hearings on the impact of the Administration's budget proposals, with emphasis on higher education. Testimony was heard from Representative Moffett and public witnesses.

Hearings continue tomorrow.

## NRC OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held an oversight hearing on the Nuclear Regulatory Commission authorization for fiscal year 1983. Testimony was heard from Nunzio Palladino, Chairman, NRC.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance continued hearings on "The Proposed Antitrust Settlement of *U.S. v. AT&T.*" Testimony was heard from William E. Brock, U.S. Trade Representative; Ernest Johnston, Jr., Senior Deputy Assistant Secretary, Department of State and Lionel Olmer, Under Secretary of Commerce.

Hearings continue tomorrow.

## RADIO BROADCASTING TO CUBA

*Committee on Foreign Affairs:* Held a hearing on H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Inc. Testimony was heard from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs.

Hearings continue tomorrow.

## U.S.-JAPAN RELATIONS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs continued hearings on U.S.-Japan Relations. Testimony was heard from public witnesses.

Hearings continue March 9.

## MIDDLE EAST

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in the Middle East. Testimony was heard from Peter D. Constable, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

## INTERNATIONAL ATOMIC ENERGY AGENCY

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on improving safeguards of the International Atomic Energy Agency (IAEA). Testimony was heard from Senator Hart and public witnesses.

## OVERSIGHT

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held an oversight hearing on the Federal Communications Commission Implementation of Computer Inquiry. Testimony was heard from Mark S. Fowler, Chairman, FCC.

## COMMITTEE FUNDING

*Committee on House Administration:* Ordered reported a clean resolution to be introduced providing funds for the expenses and investigations of the Committees and Select Committees of the House.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 4688, amended, to amend the Military Personnel and Civilian Employees' Claims Act of 1964 to increase from $15,000 to $20,000 the maximum amount that the United States may pay in settlement of a claim under section 3 of that act; H.R. 4468, amended, to amend chapter 84, section 1752 of title 18, United States Code, to authorize the Secretary of the Treasury to establish zones of protection for certain persons protected by the U.S. Secret Service; H.R. 2329, amended, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma; H.R. 4491, amended, to exempt the U.S. Capitol Historical Society from certain taxes; H.R. 4441, to amend title 17 of the United States Code with respect to the fees of the Copyright Office; and H.R. 3530, amended, Piracy and Counterfeiting Amendments of 1981.

The Committee also acted on private bills.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on whether Congress should create a right of contribution among participants in an Antitrust violation. Testimony was heard from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice and public witnesses.

## AIR TRAFFIC CONTROL REVITALIZATION ACT

*Committee on Post Office and Civil Service:* Held a hearing on the Air Traffic Control Revitalization Act. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Representative Weaver; Robert P. Schaffer, Director, Office of Inspections, U.S. Customs Service, Department of the Treasury; Alice M. Rivlin, Director, CBO and William R. Gianelli, Assistant Secretary of the Army (Civil Works).

Hearings continue March 9.

## NOAA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on the NOAA authorization. Testimony was heard from Representatives Wright, Fithian and Morrison and from the following officials of NOAA, Department of Commerce: Dr. John Byrne, Administrator and Dr. Anthony J. Calio, Deputy Administrator.

## NOAA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space, Science and Applications held a hearing on the NOAA fiscal year 1983 budget authorization (LANDSAT). Testimony was heard from Dr. Anthony J. Calio, Deputy Administrator, NOAA, Department of Commerce and a public witness.

## NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications continued hearings on NASA authorization for fiscal year 1983. Testimony was heard from Representative Gingrich and the following officials of NASA: Robert E. Smylie, Associate Administrator, Office of Space Tracking and Data System; Dr. Jack L. Kerrebrock, Associate Administrator, Aeronautics and Space Technology; and Robert F. Allnutt, Acting Associate Administrator, Office of External Relations.

## DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials concluded hearings on transportation provisions in the DOE authorization. Testimony was heard from Joseph J. Tribble, Assistant Secretary, Office of Conservation and Renewable Energy, Department of Energy and Dr. Jack L. Kerrebrock, Associate Administrator, Aeronautics and Space Technology, NASA.

## BUDGET CUTS

*Committee on Ways and Means:* Subcommittee on Oversight and the Subcommittee on Health and the Environment of the Committee on Energy and Commerce held a joint hearing on the impact of the Administration's proposed budget cuts in programs that serve the children of our nation. Testimony was heard from Representatives Miller of California, Weiss, Mikulski and Collins of Illinois and public witnesses.

## BUDGET RECOMMENDATIONS

*Committee on Ways and Means:* Subcommittee on Social Security met to approve recommendations to the full Committee for the March 15 report to the Committee on the Budget.

## BUDGET RECOMMENDATIONS

*Committee on Ways and Means:* Subcommittee on Trade met and considered recommendations to the full Committee for the March 15 report to the Committee on the Budget.

◆ ◆ ◆

# *Thursday, March 4, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 3275–3296*

**Bills Introduced:** Seven bills and six resolutions were introduced, as follows: S. 2167–2173, S.J. Res. 156–159, and S. Res. 332–333.

Page 3346

**Bills Reported:** Reports were made as follows:

S. 1554, amending the Bail Reform Act, permitting pretrial detention of certain offenders, considering community safety in pretrial release conditions, eliminating surety and money bonds, and strengthening criteria for post-conviction release pending appellate review, with amendments (S. Rept. No. 97–317).

S. Res. 333, providing funds in operating expenses of the standing, select, and special committees of the Senate, and providing for the repeal of S. Res. 289, authorizing funds for operating expenses of the Committee on Rules and Administration (S. Rept. No. 97–318).

Page 3347–3348

**Measures Passed:**

*National Orchestra Week:* Senate passed S.J. Res. 145, designating the week beginning June 13, 1982, as "National Orchestra Week."

Page 3277

*National Agriculture Day:* Senate passed S.J. Res. 148, designating March 18, 1982 as "National Agriculture Day."

Page 3277

*National Day of the Seal:* Senate agreed to S. Res. 266, declaring March 1, 1983, as "National Day of the Seal," after agreeing to Baker (for Weicker) unprinted amendment No. 445, of a technical nature.

Page 3277–3278

*Rights of Soviet Citizens:* Senate passed H.J. Res. 373, expressing the sense of the Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate.

S.J. Res. 154, Senate companion measure, was then indefinitely postponed.

Pages 3278–3279

*National Garden Week:* Senate passed with amendment, S.J. Res. 29, designating the week of June 6 through June 12, 1982, as "National Garden Week."

Pages 3279–3280

*Gold Medal for Queen Beatrix:* Senate passed H.J. Res. 348, providing for the awarding of a special gold medal to Her Majesty Queen Beatrix in recognition of the 1982 bicentennial anniversary of diplomatic and trade relations between the Netherlands and the United States.

S.J. Res. 157, Senate companion measure, was then indefinitely postponed.

Pages 3280–3281

**Senator Harrison A. Williams, Jr.:** Senate continued consideration of S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate.

During consideration of this measure today, Senate took the following votes:

By 96 yeas to 2 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3295

By 92 yeas to 2 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3305

Pages 3295–3342

**Confirmations:** Senate confirmed the following nominations:

James Jay Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board.

Leroy J. Contie, Jr., of Ohio, to be U.S. Circuit Judge for the Sixth Circuit.

Robert B. Krupansky, of Ohio, to be U.S. Circuit Judge for the Sixth Circuit.

John R. Gibson, of Missouri, to be U.S. Circuit Judge for the Eighth Circuit.

Eugene F. Lynch, to be U.S. District Judge for the Northern District of California.

Elizabeth A. Kovachevich, to be U.S. District Judge for the Middle District of Florida.

J. William Petro, to be U.S. Attorney for the Northern District of Ohio.

Richard L. Cox, to be U.S. Marshal for the Middle District of Florida.

Carlos C. Cruz, to be U.S. Marshal for the Southern District of Florida.

M. Clifton Nettles III, to be U.S. Marshal for the Southern District of Georgia.

Eugene G. Liss, to be U.S. Marshal for the District of New Jersey.

Rudolph G. Miller, to be U.S. Marshal for the District of New Mexico.

Gene G. Abdallah, to be U.S. Marshal for the District of South Dakota.

William J. Nettles, to be U.S. Marshal for the Southern District of Illinois.

Basil S. Baker, to be U.S. Marshal for the Southern District of Texas.

Mary Louise Smith, of Iowa, to be a Member of the Commission on Civil Rights.

Howard K. Walker, of New Jersey, to be Ambassador to the Republic of Togo.

William R. Casey, Jr., of Colorado, to be Ambassador to the Republic of Niger.

Keith L. Brown, of Colorado, to be Ambassador to the Kingdom of Lesotho.

Anthony C. E. Quainton, of Washington, to be Ambassador to Nicaragua.

Howard E. Douglas, of Virginia, to be U.S. Coordinator for Refugee Affairs, and Ambassador at Large while so serving.

Otto J. Reich, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Hugh W. Foster, of California, to be Alternate Executive Director of the Inter-American Development Bank.

Page 3407

**Nominations:** Senate received the following nominations:

Herman W. Nickel, of the District of Columbia, to be Ambassador to the Republic of South Africa.

Routine lists of Army and Marine Corps nominations.

Pages 3401–3407

**Messages From the President:** Page 3343

**Messages From the House:** Pages 3343–3344

**Measures Referred:** Page 3343

**Statements on Introduced Bills:** Pages 3347–3371

**Amendments Submitted for Printing:** Page 3376

**Notices of Hearings:** Page 3377

**Additional Statements:** Pages 3377–3378

**Nominations:** Pages 3401–3407

**Confirmations:** Page 3406

**Quorum Calls:** Three quorum calls were taken today. (Total—20)

Pages 3295, 3295–3296, 3305

**Record Votes:** Two record votes were taken today. (Total—45)

Pages 3295–3304

**Recess:** Senate convened at 10:30 a.m., and recessed at 5:58 p.m., until 10:30 a.m., on Monday, March 8, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 3401.)

## *Committee Meetings*

### ECONOMY

*Committee on Appropriations:* Committee resumed hearings to review current economic conditions, receiving testimony from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System, and Louis Kelso, Kelso and Company, San Francisco, California.

Hearings continue tomorrow.

### APPROPRIATIONS—INDEPENDENT AGENCIES

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Virginia H. Knauer, Director, Office of Consumer Affairs, Executive Office of the President; David F. Peterson, Director, and Teresa N. Nasif, Deputy Director, both of the Consumer Information Center, General Services Administration; Major General A. J. Adams, Secretary, American Battle Monuments Commission; and Colonel J. E. Gleason, Director, Casualty and Memorial Affairs, Office of the Adjutant General, Department of the Army, in behalf of Army cemeterial expenses.

Subcommittee will meet again on Tuesday, March 16.

### BUDGET/NOMINATIONS

*Committee on Armed Services:* Committee completed its review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

Also, committee ordered favorably reported 10 Marine Corps nominations in the rank of General.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Tactical Warfare continued closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for the Army's tactical programs and other procurement from J. R. Sculley, Assistant Secretary of the Army for Research, Development and Acquisition; Lieutenant General James H. Merryman, Deputy Chief of Army Staff for Research, Development and Acquisition; Brig. General Ellis D. Parker, Deputy Director of Requirements/Deputy Chief of Army Staff for Plans and Operations; and Major General L. F. Skibbie, Director, Combat Support Systems/Deputy Chief of Army Staff for Research, Development, and Acquisition.

Hearings continue tomorrow.

## DOD AUTHORIZATIONS

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony on Navy/Marine Corps/Manpower programs, receiving testimony from John Herrington, Assistant Secretary of the Navy for Manpower and Reserve Affairs; VAdmiral Lando W. Zech, Jr., Deputy Chief of Naval Operations for Manpower, Personnel and Training; RAdmiral Frederick F. Palmer, Director of Naval Reserve; Lt. General Edward J. Bronars, Deputy Chief of Marine Corps Staff for Manpower; and Maj. General George B. Crist, Deputy Chief of Marine Corps Staff for Reserve Affairs.

Subcommittee will meet again on Tuesday, March 9.

## U.S. TRADE

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Finance and Monetary Policy concluded oversight hearings on barriers to U.S. trade, after receiving testimony from Lionel Olmer, Under Secretary of Commerce for International Trade; David MacDonald, Deputy U.S. Trade Representative; Bernard E. Conor, AMF, Inc., White Plains, New York; Howard J. Brunes, Sporting Goods Manufacturers Association, North Palm Beach, Florida; Ron P. Davis, Colonial Beef Company, Philadelphia, Pennsylvania; and John Sodolski, Electronic Industries Association, Washington, D.C.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new Budget authority, receiving testimony from Murray L. Weidenbaum, Chairman, and William Niskanen, Member, both of the Council of Economic Advisors.

Hearings continue tomorrow.

## BUDGET

*Committee on Environment and Public Works:* Committee completed its review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

## NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Peter H. Dailey, of California, to be Ambassador to Ireland, after the nominee testified and answered questions in his own behalf.

## NOMINATIONS

*Committee on Governmental Affairs:* Committee approved for reporting the nominations of John R. McKean, of California, to be a Governor of the U.S. Postal Service, and Henry R. Folsom, of Delaware, and John W. Crutcher, of Virginia, each to be a Commissioner of the Postal Rate Commission.

## CUBA—TERRORIST ACTIVITIES

*Committee on the Judiciary:* Subcommittee on Security and Terrorism resumed hearings to examine Cuban subversive and terrorist activities in the United States, focusing on the presence of Cuban intelligence operations in Miami, Florida, receiving testimony from Sergio Pinon and Danny Benitez, both Special Agents, Florida Department of Law Enforcement, Tallahassee.

Hearings continue on Thursday, March 11.

## HANDGUN CONTROL

*Committee on the Judiciary:* Subcommittee on Criminal Law held hearings on proposals providing for a ban on the manufacture or sale of non-sporting handguns, mandatory sentences for the use of a firearm in committing a felony, and a preclearance procedure for the sale or transfer of any handgun, including the substance of S. 974 and related proposals, receiving testimony from Senator Kennedy; Representative Rodino; Philip J. Cook, Duke University, Durham, North Carolina; and Neal Knox, National Rifle Association, Washington, D.C.

Hearings continue on Thursday, April 29.

## COMMITTEE BUDGETS

*Committee on Rules and Administration:* Committee ordered favorably reported an original resolution (S. Res. 333) providing funds in operating expenses of the standing, select, and special committees of the Senate, and providing for the repeal of S. Res. 280, authorizing funds for operating expenses of the Committee on Rules and Administration, as agreed to by the Senate on February 8, 1982. As approved by the committee the resolution provides funds as follows:

Committee on Agriculture, Nutrition, and Forestry—$1,300,000

Committee on Appropriations—$3,780,310
Committee on Armed Services—$1,607,807
Committee on Banking, Housing, and Urban Affairs—$1,563,411
Committee on the Budget—$2,645,961
Committee on Commerce, Science, and Transportation—$3,161,746
Committee on Energy and Natural Resources—$2,102,840
Committee on Environment and Public Works—$2,213,000
Committee on Finance—$2,118,200
Committee on Foreign Relations—$2,404,912
Committee on Governmental Affairs—$4,452,426
Committee on the Judiciary—$4,398,223
Committee on Labor and Human Resources—$4,046,000
Committee on Rules and Administration—$1,243,833
Committee on Small Business—$897,000
Committee on Veterans' Affairs—$784,438
Select Committee on Indian Affairs—$597,710
Select Committee on Intelligence—$1,728,106
Special Committee on Aging—$901,946

### FEDERAL PROCUREMENT INFORMATION

*Committee on Small Business:* Committee held hearings on S. 1947, providing prospective contractors minimum time periods for the solicitation and bidding process on Federal contracts, receiving testimony from Donald E. Sowle, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Donald Templeman, Acting Administrator, Small Business Administration; Richard McElheny, Deputy Assistant Secretary of Commerce for the U.S. Commercial Service; Danford L. Sawyer, Jr., Public Printer, Government Printing Office; John O'Malley, Commerce Business Daily, Chicago, Illinois; Dale M. Moody, D. Moody and Company, Inc., Tulsa, Oklahoma; Nathaniel E. Griffin, D. P. Associates, Huntsville, Alabama; and John C. Rennie, Pacer Systems, Inc., Burlington, Massachusetts.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 21 public bills, H.R. 5723–5743; and 6 resolutions, H.J. Res. 422–424, H. Con. Res. 280 and 281, and H. Res. 377 were introduced.

Pages 3272–3273

**Bills Reported:** Reports were filed as follows: H.R. 3171; H.R. 3835; H.R. 4350, amended; H.R. 4490, and S. 262; all private bills (H. Repts. 97–440 through 97–444, respectively).

Page 3272

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 3223

**Journal:** By a yea-and-nay vote of 336 yeas to 13 nays with 1 voting "present," Roll No. 16, the House approved the Journal of Wednesday, March 3.

Pages 3223–3224

**Papago Indian Water Rights:** By a yea-and-nay vote of 311 yeas to 50 nays, Roll No. 18, the House passed H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, and to settle Papago Indian water rights claims in portions of the Papago reservations.

By a yea-and-nay vote of 359 yeas, Roll No. 17, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute.

Pages 3226–3237

**Late Reports:** Committee on Agriculture received permission to have until midnight Friday, March 5, to file reports on H.R. 2160, to amend the Potato Research and Promotion Act; and H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission; and

Committee on the Judiciary received permission to have until midnight Saturday, March 6, to file a report on H.R. 4491, to exempt the United States Capitol Historical Society from certain taxes.

Pages 3239–3240

**Afghanistan Day:** By a yea-and-nay vote of [illegible] yeas, Roll No. 19, the House passed and cleared for the President S.J. Res. 142, to authorize and request the President to issue a proclamation designating March 21, 1982, as Afghanistan Day, a day to commemorate the struggle of the people of Afghanistan against the occupation of their country by Soviet forces.

Pages 3240–3249

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 3271

**Adjournment:** Met at 11 a.m. and adjourned at 2:30 p.m.

## *Committee Meetings*

### USDA EMPLOYEES

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on H.R. 2035, to authorize certain USDA employees to bear firearms in the performance of their duties. Testimony was heard from Representative Kazen and departmental witnesses.

## AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Cooperative State Research Service; Extension Service; National Agricultural Library. Testimony was heard from the following officials of the USDA: Dr. Anson R. Bertrand, Director, Science and Education; Dr. Walter I. Thomas, Administrator, Cooperative State Research Service; Dr. Mary Nell Greenwood, Administrator, Extension Service and Dr. Richard A. Farley, Director, National Agricultural Library.

## COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Economic Development Administration; International Trade Administration; Minority Business Development Agency; and on United States Patent and Trademark Office. Testimony was heard from the following officials of the Department of Commerce: Carlos Campbell, Assistant Secretary for Economic Development; Lionel Olmer, Under Secretary for International Trade; Victor Rivera, Director, Minority Business Development Agency and Gerald Mossinghoff, Commissioner of Patents and Trademarks.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on DOE General Science Activities. Testimony was heard from Alvin Trivelpiece, Director, Energy Research, Department of Energy.

## FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Export-Import Bank and foreign aid overview. Testimony was heard from William Draper, President and Chairman, Export-Import Bank and Alexander M. Haig, Jr., Secretary of State.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on FDR Memorial Commission; Woodrow Wilson Center, and Indian Education. Testimony was heard from Monica Harrison, Acting Assistant Secretary for Elementary and Secondary Education, Department of Education.

## LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on National Institute of General Medical Sciences; National Institute of Child Health and Human Development; National Institute on Aging; National Library of Medicine; John E. Fogarty International Center; Buildings and Facilities, and Office of Director. Testimony was heard from officials of NIH, Department of Health and Human Services.

## LEGISLATIVE BRANCH

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on Copyright Royalty Tribunal. Testimony was heard from Francis Garcia, Commissioner, Copyright Royalty Tribunal.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Navy/Marine Corps Military Construction Program. Testimony was heard from RAdm. William Zobel, Commander of NAVFAC, USN, Chapman Cox, Deputy Assistant Secretary of the Navy for Logistics and Brig. Gen. F. E. Petersen, Director, Facilities and Services Division, U.S. Marine Corps.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Bureau of Alcohol, Tobacco and Firearms—Reorganization. Testimony was heard from the following officials of the Department of the Treasury: John Walker, Assistant Secretary for Enforcement and Operations; William von Raab, Commissioner, Customs Service and John R. Simpson, Director, Secret Service.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1983 Defense budget request. Testimony was heard from Tidal W. McCoy, Assistant Secretary for Manpower, Reserve Affairs and Installations, Department of the Air Force and Lt. Gen. Andrew P. Iosue, Deputy Chief of Staff for Manpower and Personnel, USAF.

Hearings continue March 8.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on

Air Force airlift and tactical nuclear force programs. Testimony was heard from Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, USAF.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Readiness continued hearings on the operations and maintenance portion of the fiscal year 1983 Defense budget request. Testimony was heard from Maj. Gen. William R. Berkman, Chief of Army Reserve; Maj. Gen. Emmett H. Walker, Jr., Director, Army National guard; Maj. Gen. Richard Bodecomb, Chief of Air Force Reserve; Maj. Gen. John R. Conaway, Director, Air National Guard; RAdm. F. F. Palmer, Director, Office of Naval Reserve, Office of the Chief of Naval Operations and public witnesses.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Research and Development continued hearings on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Defense budget request. Testimony was heard from Richard D. DeLauer, Under Secretary for Research and Engineering, Department of Defense.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the shipbuilding portion of the fiscal year 1983 Defense budget request, with emphasis on surface and air warfare programs. Testimony was heard from VAdm. Robert L. Walters, Deputy Chief of Naval Operations for Surface Warfare and VAdm. Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare.

Hearings continue March 11.

## MONEY SUBSTITUTES AND MONETARY POLICY

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy continued hearings on money substitutes and monetary policy, and the resulting impact on interest rates and employment. Testimony was heard from public witnesses.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983, with emphasis on defense. Testimony was heard from Caspar W. Weinberger, Secretary of Defense.

Hearings continue March 8.

## OCCUPATIONAL DISEASE VICTIMS

*Committee on Education and Labor:* Subcommittee on Labor Standards held a hearing on proposals to compensate occupational disease victims. Testimony was heard from public witnesses.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education continued hearings on the impact of the Administration's budget proposals, with emphasis on the National Foundation on the Arts and Humanities. Testimony was heard from Frank Hodsoll, Chairman, National Endowment for the Arts; Dr. William Bennett, Chairman, National Endowment for the Humanities; Lilla Tower, Director, Institute of Museum Services and public witnesses.

Hearings continue March 10.

## OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power and the Subcommittee on Housing and Consumer Interest of the Select Committee on Aging held a joint hearing on energy assistance programs and the elderly. Testimony was heard from Joseph J. Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy; Linda McMahon, Associate Commissioner for Family Assistance, Department of Health and Human Services; Lou Glasse, Commissioner, Office on Aging, New York State and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue March 9.

## RADIO BROADCASTING TO CUBA

*Committee on Foreign Affairs:* Concluded hearings on H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Inc. Testimony was heard from Kalmann Schaefer, Special Assistant to the Chairman for International Affairs, FCC; from the following officials of the President's Commission on Broadcasting to Cuba: Clifton White, Chairman and Richard Stone, member and former *Senator, State of* Florida and public witnesses.

## MISCELLANEOUS MEASURES; REPORTS

*Committee on Government Operations:* Ordered reported the following bills: H.R. 4709, amended, Prompt Payment Act of 1981; H.R. 2528, amended, to amend the Economy Act to provide that all departments and agencies may obtain materials or services from other agencies by contract and H.R. 3943, to amend the Federal Grant and Cooperative Agreement Act.

The Committee also approved the following reports: "NORAD Computer Systems Are Dangerously Obsolete" and "Defense Department's Failure to Properly Manage Conventional Ammunition".

## OVERSIGHT

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights concluded oversight hearings on the National Archives and Records Service. Testimony was heard from the following officials of GSA: Dr. Robert M. Warner, Archivist of the United States, National Archives and Records Service and Gerald Carmen, Administrator; William Anderson, Director, General Government Division, GAO and public witnesses.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Held an oversight hearing on fiscal year 1983 budget for Indian Housing Program, Housing and Urban Development, Bureau of Indian Affairs, and Indian Health Service. Testimony was heard from Phillip Abrams, General Deputy Assistant Secretary for Housing, Department of Housing and Urban Development; Kenneth Smith, Assistant Secretary, Indian Affairs, Department of the Interior and from the following officials of the Indian Health Service, Department of Health and Human Services: Dr. Everett Rhoades, Director and Dr. Joseph Exendine, Deputy Director.

## PRIVATE CLAIMS BILLS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations met and considered private claims bills.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on authorization for Civil Rights Division, Department of Justice. Testimony was heard from Arthur Flemming, Chairman, U.S. Commission on Civil Rights and a public witness.

## MANUFACTURING CLAUSE COPYRIGHT LEGISLATION

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 3940, to amend the manufacturing clause of the copyright law. Testimony was heard from Michael Hathaway, Deputy General Counsel, Office of Special Representatives for Trade Negotiations.

## BUDGET RECOMMENDATIONS

*Committee on Merchant Marine and Fisheries:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

## POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue March 9.

## DEPARTMENT OF ENERGY

*Committee on Science and Technology:* Held a posture hearing on the Department of Energy. Testimony was heard from James B. Edwards, Secretary of Energy.

## NSF AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology concluded hearings on NSF authorization for fiscal year 1983. Testimony was heard from the following officials of NSF: Dr. John B. Slaughter, Director and Dr. Donald N. Langenberg, Deputy Director and public witnesses.

## NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications and the Subcommittee on Transportation, Aviation and Materials held a joint hearing on the NASA fiscal year 1983 budget authorization. Testimony was heard from Representative Mottl and the following officials of NASA: C. Thomas Newman, Comptroller; S. Neil Hosenball, General Counsel; Dr. Walter Olstad, Associate Administrator for Management and Maj. Gen. Billie J. McGarvey, Director of Facilities.

## BUDGET RECOMMENDATIONS

*Committee on Ways and Means:* Subcommittee on Health approved recommendations to the full Committee for the March 15 report to the Committee on the Budget.

## NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued to meet in executive session to hold hearings on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from officials of the Department of the Army.

Hearings continue March 11.

## *Monday, March 8, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 3448-3523*

**Bills Introduced:** Six bills and four resolutions were introduced, as follows: S. 2174-2179, S.J. Res. 160-161, and S. Res. 334-335.

Pages 3489-3490

**Bills Reported:** Reports were made as follows:

S. 1640, revising certain provisions of the Federal Criminal Code imposing additional procedural requirements for the interception of wire or oral communications, with amendments (S. Rept. No. 97-319)

Page 3488

**Measures Passed:**

*FDR Memorial:* Senate passed S.J. Res. 95, authorizing the construction of the Franklin D. Roosevelt Memorial in the District of Columbia, after agreeing to Stevens (for Mathias) Amendment No. 1254, of a technical and clarifying nature.

Pages 3459-3460

*Printing of Senate Prayers:* Senate agreed to S. Con. Res. 67, authorizing the printing of the prayers delivered by Reverend Edward L. R. Elson, as Chaplain of the Senate during the 96th and 97th Congresses.

Page 3461

*Senator Clifford P. Case:* Senate agreed to S. Res. 335, relative to the death of the Honorable Clifford P. Case, formerly a Senator from the State of New Jersey.

Page 3494

**Senator Harrison A. Williams, Jr.:** Senate continued consideration of S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate.

During consideration of this measure today, Senate took the following votes:

By 90 yeas to 3 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3463

Pages 3463-3486

**Confirmations:** Senate confirmed the following nominations:

Veronica A. Haggart, of Virginia, to be a Member of the U.S. International Trade Commission.

John R. McKean, of California, to be a Governor of the United States Postal Service.

John W. Crutcher, of Virginia, and Henry R. Folsom, of Delaware, each to be a Commissioner of the Postal Rate Commission.

10 Marine Corps nominations in the rank of General.

Page 3523

**Nominations:** Senate received the following nominations:

Kenneth E. Moffett, of Maryland, to be Federal Mediation and Conciliation Director.

James C. Sanders, of California, to be Administrator of the Small Business Administration.

1 Marine Corps nomination in the rank of General.

Routine list of Foreign Service nominations.

Pages 3521-3523

**Messages From the President:** Page 3488

**Messages From the House:** Page 3488

**Measures Referred:** Page 3487

**Communications:** Pages 3488-3489

**Statements on Introduced Bills:** Pages 3489-3491

**Notices of Hearings:** Page 3494

**Additional Statements:** Pages 3494-3516

**Nominations:** Pages 3522-3524

**Confirmations:** Page 3523

**Record Votes:** Two record votes were taken today. (Total—47.)

Page 3463

**Recess:** Senate convened at 10:30 a.m., and in accordance with the provisions of S. Res. 335, recessed at 6:18 p.m., until 10:30 a.m., on Tuesday, March 9, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 3522.)

## *Committee Meetings*

### ECONOMY

*Committee on Appropriations:* On Friday, March 5, Committee concluded hearings in review of current economic conditions, after receiving testimony from Alan Greenspan, Townsend-Greenspan, Inc., New York City; Charles L. Schultze, The Brookings Institution, and Herbert Stein, American Enterprise Institute, both of Washington, D.C.; and Lester Thurow, Massachusetts Institute of Technology, Cambridge.

### APPROPRIATIONS—BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government resumed hearings on proposed budget estimates for fiscal year 1983 for the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, and its proposed transfer of functions to the U.S. Secret Service and U.S. Customs Service, receiving testimony from John M. Walker, Jr., Assistant Secretary of the Treasury for Enforcement and Operations, Robert E. Powis, Deputy Assistant Secretary of the Treasury for Enforcement, John R. Simpson, Director, U.S. Secret Service, and William Von Raab, Commissioner, U.S. Customs Service, all of the Department of the Treasury; and Neal Knox, National Rifle Association, Washington, D.C.

Hearings were recessed subject to call.

## APPROPRIATIONS—HEALTH CARE FINANCING/HUMAN DEVELOPMENT SERVICES

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Health and Human Services, receiving testimony in behalf of funds for the Health Care Financing Administration from its Administrator, Carolyne K. Davis.

On Friday, March 5, the subcommittee resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Health and Human Services, receiving testimony in behalf of funds for human development services programs from Dorcas R. Hardy, Assistant Secretary for Human Development Services, Dale W. Sopper, Assistant Secretary for Management and Budget, and Robert L. Trachtenberg, Acting Director, Office of Community Services, all of the Department of Health and Human Services.

Subcommittee will meet again on Wednesday, March 10.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for Naval programs from George A. Sawyer, Assistant Secretary of the Navy for Shipbuilding and Conversion; Melvyn A. Paisley, Assistant Secretary of the Navy for Research, Engineering and Systems; Vice Admiral C. A. H. Trost, Director, Navy Programs; and Brig. General Jacob W. Moore, Deputy Chief of Marine Corps Staff for Research, Development and Studies.

On Friday, March 5, the Subcommittee met in closed session to receive a briefing on the Navy threat assessment, receiving testimony from Rear Admiral Sumner Shapiro, Director, Naval Intelligence; and Vice Admiral C. A. H. Trost, Director, Navy Programs.

Hearings continue on Thursday, March 11.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces continued open and close hearings on proposed legislation authorizing funds for fiscal year 1982 for the Department of Defense, focusing on the air-breathing deterrent program, receiving testimony from Anton G. Keel, Jr., Assistant Secretary of the Air Force for Research, Development and Logistics; Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition; and Colonel Jim Evatt, United States Air Force, Special Assistant for B-1.

On Friday, March 5, the subcommittee resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on the sea-based deterrent program, receiving testimony from Mel Paisley, Assistant Secretary of the Navy for Research, Engineering and Systems; Rear Admiral Frank B. Kelso, Director, Strategic Submarine Division, Office of the Chief of Naval Operations; Read Admiral Gle Clark, USN, Director, Strategic Systems Projects; Rear Admiral Walter Locke, USN, Director, Jo Cruise Project Office; Rear Admiral James Webber, Vice Commander, Naval Sea Systems Command; Captain Walter J. Coakley, Acting Director, Strategic and Theater Nuclear Warfare Division, Office of Chief of Naval Operations; and Gerald A. Cann, Principal Deputy Assistant Secretary of the Navy for Research Engineering Systems.

Hearings continue on Wednesday, March 10.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Naval facility and depot maintenance programs, receiving testimony from Rear Admiral Richard A. Martini, Director, Aviation Programs Division for the Naval Aviation Depot Level Maintenance Program; and Rear Admiral James K. Nunneley, Director, Ships Maintenance and Modernization Division, and Rear Admiral James T. Taylor, Civil Engineer, Director, Shore Activities Planning and Programming Division, both of the Office of the Chief of Naval Operations.

On Friday, March 5, Subcommittee resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Navy/Marine Corps operational readiness, receiving testimony from Admiral Harry D. Train, II, Commander-in-Chief, U.S. Atlantic Fleet, and Admiral James D. Watkins, Commander-in-Chief, U.S. Pacific Fleet, both of the U.S. Navy, and Lieutenant General John K. Davis, Commanding General, Fleet Marine Force, Pacific, and Lieutenant General A. G. Schwenk, Commanding General, Fleet Marine Force, Atlantic, both of the U.S. Marine Corps.

Subcommittee will meet again on Tuesday, March 9.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* On Friday, March 5, Subcommittee on Tactical Warfare continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of the Army's M-1 main battle tank from James R. Ambrose, Under Secretary of the Army; General Glenn K. Otis, U.S. Army Commanding General, Training and Doctrine Command; Major General James P. Maloney, Director of Weapon Systems, Deputy Chief of Army Staff for Research, Development and Acquisition; Major General Duard D. Ball, U.S. Army, Program Manager for the M-1 Abrams Tank; and Walton H. Sheley, Jr., Director, Mission Analysis, Systems Acquisition Division, General Accounting Office.

Closed hearings continue on Tuesday, March 9.

## NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of Charles E. Lord, of the District of Columbia, to be First Vice President of the Export-Import Bank of the United States.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new Budget authority, receiving testimony on the current agriculture situation from John R. Block, Secretary of Agriculture; Carl T. Fredrickson, Senior Deputy Governor, Farm Credit Administration; former Senator Bellmon; and Robert P. White, Van Dale, Inc., Long Lake, Minnesota.

On Friday, March 5, the Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, receiving testimony from Paul C. Roberts, Georgetown University, Rudolph Penner, American Enterprise Institute, and Charles Schultze, the Brookings Institution, all of Washington, D.C., John Rutledge, Claremont Economic Institute, Claremont, California; and Leonard J. Santow, J. Henry Schroeder Bank and Trust Company, New York City.

Hearings continue on Wednesday, March 10.

## BUS REGULATORY REFORM

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation concluded hearings on H.R. 3663, revising the regulation of motor carriers of passengers, and on the deregulation of the intercity bus industry, after receiving testimony from Andrew L. Lewis, Jr., Secretary of Transportation; Reese H. Taylor, Chairman, Interstate Commerce Commmission; James C. Miller III, Chairman, Federal Trade Commission; Florida State Representative George Sheldon, Tallahasse; William L. McCracken, Greyhound Lines, Inc., Phoenix, Arizona; Daniel Prins, Jefferson Lines, Inc., Minneapolis, Minnesota; John C. Shapleigh, Missouri Public Service Commission, Jefferson City, representing the National Association of Regulatory Utility Commissioners; Norman Sherlock, American Bus Association, William B. Grossman, National Tour Brokers Association, Wayne Smith, United Bus Owners Association, John A. Grady, National Bus Traffic Association, Theodore Knappen, Trailways, Inc., J. R. Snyder, United Transportation Union, and Cornish F. Hitchcock, Transporation Consumer Action Project, all of Washington, D.C.

## AFGHANISTAN

*Committee on Foreign Relations:* Committee concluded hearings to review the current situation in Afghanistan, after receiving testimony from Walter J. Stoessel, Jr., Deputy Secretary of State; Philip H. Stoddard, Deputy Assistant Secretary of State for Current Analysis, Bureau of Intelligence and Research; Thomas Gouttierre, University of Nebraska, Lincoln; Zalmay Khalilzad, Columbia University, New York City; and Rosanne Klass, Freedom House, Afghan Information Center, New York City.

## POW/MIA STATUS

*Committee on Foreign Relations:* On Friday, March 5, Subcommittee on East Asian and Pacific Affairs met in closed session to receive a briefing from Administration officials concerning POW and MIA status in Southeast Asia, receiving testimony from Richard L. Armitage, Deputy Assistant Secretary of Defense for East Asia and Pacific Affairs, Office of the Assistant Secretary of Defense for International Security Affairs; and Raymond F. Burghardt, Deputy Director for Vietnam, Laos and Kampuchea, Bureau of East Asian and Pacific Affairs, Department of State.

## DRUG DEVELOPMENT PROGRAM

*Committee on Labor and Human Resources:* On Friday, March 5, Subcommittee on Investigations and General Oversight resumed oversight hearings on activities of the National Cancer Institute and the Food and Drug Administration, Department of Health and Human Services, focusing on drug development programs and the use of experimental chemotherapeutic drugs, receiving testimony from Edward N. Brandt, Jr., Assistant Secretary of Health and Human Services for Health, and Lowell T. Harmison, Chairman, Task Force, Science Advisor, Office of the Assistant Secretary of Health, U.S. Public Health Service.

Hearings were recessed subject to call.

### INDIAN EDUCATION & WASHOE INDIANS

*Select Committee on Indian Affairs:* Committee concluded oversight hearings on the Department of Education's impact aid program for Indians, after receiving testimony from Gary L. Jones, Deputy Under Secretary of Education for Planning, Budget, and Evaluation, and William Stormer, Director, Impact Aid Program, Department of Education; Gabe Paxton, Acting Director, Indian Education, Department of the Interior; Carolyn Warner, Arizona State Superintendent of Public Instruction, Phoenix; David Silva, Apache County Schools, Holbrook, Arizona; Tommy Thompson, Browning Public Schools, Browning, Montana; Bert Corcoran, Rocky Boy Public Schools, Rocky Boy, Montana; Wayne Johnston, Poplar Public Schools, Poplar, Montana; Caleb Shields, Fort Peck Tribal Council, Fort Peck, Montana; Walt Zahart, and Jon Colvin, both representing the Chinle Elementary School District, Chinle, Arizona; Patrick Graham, Window Rock School District, Window Rock, Arizona; Clifton Edwards, Whiteriver Unified School District, Whiteriver, Arizona; and Laurence Gishey and Harvey McKerry, both on behalf of the Navaho Indian Tribe, Window Rock, Arizona.

Also, Committee began hearings on S. 1858, declaring that the United States holds in trust certain land in Nevada for the Washoe Tribe of Nevada and California, and providing for the transfer of certain other lands in Nevada to the U.S. Forest Service, receiving testimony from Elwood Mose, Nevada State Indian Commission, Robert L. Frank, Washoe Tribe of Nevada and California, and Brian Wallace, Washoe Tribal Council, all of Reno, Nevada.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 9 public bills, H.R. 5744–5752; 2 private bills, H.R. 5753 and 5754; and 4 resolutions, H.J. Res. 425 and 426, and H. Res. 378 and 379 were introduced.

Pages 3446–3447

**Bills Reported:** Reports were filed as follows:

H.R. 4491, to exempt the United States Capitol Historical Society from certain taxes (H. Rept. 97–445);

H.R. 2160, to amend the Potato Research and Promotion Act, amended (H. Rept. 97–446);

H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission, amended (H. Rept. 97–447; foregoing filed on March 5);

H. Res. 378, providing amounts for the Contingent Fund of the House for expenses of investigations and studies by standing and select committees of the House in the second session of the Ninety-seventh Congress (H. Rept. 97–448);

Report entitled "NORAD Computer Systems Are Dangerously Obsolete" (H. Rept. 97–449);

H.R. 3943, to amend the Federal Grant and Cooperative Agreement Act (H. Rept. 97–450);

H.R. 4468, to amend chapter 84, section 1752 of title 18, United States Code, to authorize the Secretary of the Treasury to establish zones of protection for certain persons protected by the United States Secret Service, amended (H. Rept. 97–451);

H.R. 4688, to amend the Military Personnel and Civilian Employees' Claims Act of 1964 to increase from $15,000 to $20,000 the maximum amount that the United States may pay in settlement of a claim under section 3 of that Act, amended (H. Rept. 97–452); and

H.R. 2329, conferring jurisdiction on certain counts of the United States to hear and render judgement in connection with certain claims of the Cherokee Nation of Oklahoma, amended (H. Rept. 97–453).

Page 3446

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Bevill to act as Speaker pro tempore for today.

Page 3417

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Pages 3445–3446

**Adjournment:** Met at noon and adjourned at 12:22 p.m.

## *Committee Meetings*

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Soil Conservation Service. Testimony was heard from the following officials of the Department of Agriculture: John Crowell, Assistant Secretary for Natural Resources and Environment, and Norman Berg, Chief, Soil Conservation Service.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Legal Services Corporation, Science and Technical Research Services (National

Bureau of Standards and National Technical Information Service) and U.S. Travel and Tourism Administration.

On March 5, the Subcommittee held a hearing on National Oceanic and Atmospheric Administration and National Telecommunications and Information Administration. Testimony was heard from the following officials of the Department of Commerce: John V. Byrne, Administrator, NOAA and Bernard Wunder, Assistant Secretary for Communications and Information.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on DOE Uranium Supply and Enrichment Activities. Testimony was heard from Shelby T. Brewer, Assistant Secretary for Nuclear Energy, Department of Energy.

## LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Office of Human Development Services and Office of Community Services. Testimony was heard from Dorcas Hardy, Assistant Secretary for Human Development Services, Department of Health and Human Services.

On March 5, the Subcommittee held a hearing on Health Care Financing Administration. Testimony was heard from Dr. Carolyne K. Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services.

## ALCOHOL, TOBACCO, AND FIREARMS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on the reorganization of the Bureau of Alcohol, Tobacco, and Firearms.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation continued hearings on the manpower portions of the fiscal year 1983 Defense budget request. Testimony was heard from Lawrence J. Korb, Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense.

Hearings continue March 10.

## MILITARY CONSTRUCTION PROGRAMS

*Committee on Armed Services:* On March 5, the Subcommittee on Military Installations and Facilities held a hearing on the following bills: H.R. 5241, to amend title 10, United States Code, to revise and codify the permanent provisions of law relating to military construction and military family housing, and H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard from James N. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

## CLASSIFIED BRIEFING

*Committee on Armed Services:* On March 5, the Subcommittee on Military Installations and Facilities met in executive session to receive a classified briefing on fiscal year 1983 Rapid Deployment Force construction. The Subcommittee was briefed by Brig. Gen. Carl Steiner, USA, Chief of Staff, Rapid Deployment Joint Task Force.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from a public witness.

Hearings continue tomorrow.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Continued oversight hearings on the Administration's budget proposals for fiscal year 1983. Testimony was heard from John R. Block, Secretary of Agriculture.

Hearings continue March 11.

## ORPHAN DRUG ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on H.R. 5238, Orphan Drug Act. Testimony was heard from public witnesses.

## SMOKING LABELING ACT

*Committee on Energy and Commerce:* On March 5, the Subcommittee on Health and the Environment held a hearing on H.R. 4957, Comprehensive Smoking Prevention Education Act of 1981. Testimony was heard from public witnesses.

## CLINICAL LABORATORIES

*Committee on Energy and Commerce:* On March 5, the Subcommittee on Oversight and Investigations held a hearing on Clinical Laboratories: The Prevalence of Multiple Pricing Practices, Kickback Arrangements and other Fraudulent Practices and their effect on Health Care Costs. Testimony was heard from Charles P. Monroe, Assistant Director, Criminal Investigative Division, FBI, Department of Justice and Robert Iffert, Health Care Finance Adviser, GAO.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held an oversight hearing on the Office of Surface Mining and Reclamation regarding the 1983 budget. Testimony was heard from James R. Harris, Director, Office of Surface Mining, Reclamation and Enforcement, Department of the Interior.

### POTASSIUM IODIDE

*Committee on Interior and Insular Affairs:* On March 5, the Subcommittee on Oversight and Investigations held a hearing on potassium iodide's role in emergency planning for a nuclear accident. Testimony was heard from John Villforth, Director, Bureau of Radiological Health, FDA, Department of Health and Human Services; Brian Grimes, Director, Division of Emergency Preparedness, Office of Inspection and Enforcement, NRC and public witnesses.

### OVERSIGHT-ENDANGERED SPECIES ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the Endangered Species Act. Testimony was heard from Eugene Hester, Deputy Director, U.S. Fish and Wildlife Service, Department of the Interior; William Stevenson, Deputy Assistant Administrator, National Marine Fisheries Service, Department of Commerce; David Colson, Assistant Legal Adviser for Oceans, and International Environmental and Scientific Affairs, Department of State; and public witnesses.

### TENNESSEE VALLEY AUTHORITY

*Committee on Science and Technology:* Subcommittee on Energy Research and Production held a hearing on Tennessee Valley Authority demand changes. Testimony was heard from William R. Voigt, Jr., Acting Director of Uranium Enrichment and Assessment, Department of Energy; and Hugh G. Parris, Manager for Power and Herbert S. Sanger, Jr., General Counsel, Tennessee Valley Authority.

### FEDERAL ENERGY R&D PRIORITIES

*Committee on Science and Technology:* On March 5, the Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production held a hearing on Federal energy research and development priorities. Testimony was heard from the following officials of the Department of Energy: Dr. W. Kenneth Davis, Deputy Secretary and Louis H. Roddis, Chairman, Energy Research Advisory Board.

### WHITE HOUSE CONFERENCE ON AGING

*Select Committee on Aging:* Subcommittee on Housing and Consumer Interests held a hearing on housing recommendations and implementations. Testimony was heard from Phillip Abrams, General Deputy Assistant Secretary for Housing, Department of Housing and Urban Development.

## *Joint Meeting*

### EMPLOYMENT/UNEMPLOYMENT

*Joint Economic Committee:* On Friday, March 5, Committee held hearings on the employment/unemployment situation for the month of February, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, March 9, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 3621–3709*

**Bills Introduced:** Five bills and two resolutions were introduced, as follows: S. 2180–2184, S.J. Res. 162, and S. Res. 336.

Page 3647

**Senator Harrison A. Williams, Jr.:** Senate continued consideration of S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate, and the following amendment proposed thereto:

Cranston unprinted amendment No. 826 (printed Amendment No. 1336) (in the nature of a substitute), to censure instead of expel Senator Williams.

Pages 3637–3675

During consideration of this measure today, by 9 yeas to 5 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3625

Pages 3625–3646

**Executive Report:** Senate received the following Executive Report:

Treaty Doc. No. 97–22, Protocol to the North Atlantic Treaty on the Accession of Spain (Exec. Rept. No. 97–51).

Page 3647

**Messages from the House:** Page 3646

**Communications:** Pages 3646–3647

**Statements on Introduced Bills:** Pages 3647–3662

**Amendments Submitted For Printing:**

Pages 3664–3675

**Notices of Hearings:** Page 3676

**Additional Statements:** Pages 3677–3711

**Record Vote:** One record vote was taken today. (Total—48)

Page 3625

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:14 p.m., until 10:30 a.m., on Wednesday, March

10, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page S1711.)

## *Committee Meetings*

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings to review the defense posture with regard to proposed budget estimates for fiscal year 1983 for the Department of Defense, receiving testimony from Jack R. Borsting, Assistant Secretary of Defense; Major General E. J. Delaune, Director of Army Budget; Rear Admiral Richard A. Miller, Director, Budget and Reports Office, Navy Comptroller; and Jack K. Umphrey, Deputy Director of Air Force Budget.

Subcommittee will meet again on Thursday, March 11.

### APPROPRIATIONS—ENERGY

*Committee on Appropriations:* Subcommittee on Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Rayburn Hanzlik, Administrator, and George B. Breznay, Director, Office of Hearings and Appeals, both of the Economic Regulatory Administration, Department of Energy; and J. Erich Evered, Administrator, Energy Information Administration, Department of Energy.

Subcommittee will meet again on Thursday, March 11.

### APPROPRIATIONS—TRANSPORTATION

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 and on proposed supplemental appropriations for fiscal year ending September 30, 1982, for the Department of Transportation, receiving testimony from Andrew L. Lewis, Jr., Secretary; Donald Derman, Assistant Secretary for Budget and Programs; and John Fowler, General Counsel, all of the Department of Transportation.

Subcommittee will meet again on Thursday, March 11.

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Anson R. Bertrand, Director, Science and Education Administration; Terry B. Kinney, Administrator, Agricultural Research Service; Walter I. Thomas, Administrator, Cooperative State Research Service; Mary N. Greenwood, Administrator, Extension Service; and Richard A. Farley, Director, National Agricultural Library, all of the Department of Agriculture.

Subcommittee will meet again on Thursday, March 11.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for Air Force facility and depot maintenance programs from Brigadier General William P. Bowden, Deputy Director of Logistics, Plans and Programs; Brigadier General Daniel B. Gerrard, Deputy Director of Budget (Operations); Colonel Joseph A. Ahearn, Programs Division Chief, Directorate of Engineering and Services; Major General William D. Gilbert, Director, Engineering and Services; Charles D. McElhanon, Chief, Modification, Operations and Maintenance Program Division, Directorate of Logistics, Plans and Programs; Major Lynton C. Dudley, Chief, Congressional Engineering, Directorate of Manpower and Organization; and Major Steven R. Erickson, Maintenance Staff Officer, Depot Maintenance Policy, all of the Air Force.

Subcommittee will meet again on Friday, March 12.

### APPROPRIATIONS—DOD

*Committee on Armed Services:* Subcommittee on Tactical Warfare resumed closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for Navy tactical programs from Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations (Air Warfare); Lieutenant General William J. White, Deputy Chief of Marine Corps Staff for Marine Aviation; Vice Admiral Ernest R. Seymour, Commander, Naval Air Systems Command; Rear Admiral Stephen J. Hostettler, Director, Surface Combat Systems Division; Rear Admiral Paul F. McCarthy, Jr., Director, Navy Aviation Plans and Requirements; Rear Admiral Joseph B. Wilkinson, Deputy Commander, Naval Air Systems Command (Plans and Programs); Commander John C. Weaver, Navy F/A-18 Project Manager; Colonel John W. Orr, Marine Corps AV-8B Project Manager; Charles S. Baker, Navy Lead Analyst for Other Procurement; and Vice Admiral Robert Monroe, Director, Research, Development, Testing and Evaluation, Office of the Chief of Naval Operations.

Subcommittee will meet again on Thursday, March 11.

### PRODUCT LIABILITY

*Committee on Commerce, Science, and Transportation:* Subcommittee on the Consumer held hearings on proposed legislation providing for a uniform product liability law throughout the United States, receiving testimony from Senator Glenn; Representative Shumway; Victor E. Schwartz, on behalf of the Product Liability Alliance, Robert Taft, Jr., on behalf of the Special Committee for Workplace Product Liability Reform, Robert A. Butler, National Association of Manufacturers, Barbara K. Pequet, National Consumers League, Sidney M. Wolfe and Allen Greenberg, both on behalf of the Public Citizen-Health Research Group, and Dolores Wallgren, DES Action, all of Washington, D.C.; Jerry J. Phillips, University of Tennessee, Knoxville; James A. Henderson, Boston University, Boston, Massachusetts; Louise G. Trubek, Center for Public Representation, Madison, Wisconsin; William Rumble, G. F. Goodman & Sons, Philadelphia, Pennsylvania; and John Fleming, University of California, Berkeley.

Hearings continue on Friday, March 12.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, March 11.

### BUDGET

*Committee on Finance:* Committee met to further discuss budget proposals for fiscal year 1983 for health care and social service programs of the Department of Health and Human Services, receiving testimony from Richard S. Schweiker, Secretary, Department of Health and Human Services.

Committee will meet again on tomorrow.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. 2166, providing for the distribution within the United States of the International Communication Agency slide show entitled "Montana: The People Speak";

The nominations of Peter H. Dailey, of California, to be Ambassador to Ireland, and Max L. Friedersdorf, of Florida, to be a Consular Officer in the Diplomatic Service of the United States; and

A Foreign Service Officer list, dated March 8, 1982.

Also, committee began consideration of S. Res. 322, expressing the sense of the Senate with respect to possible actions taken to expel Israel from the General Assembly of the United Nations, S. 2117, providing for the distribution within the United States of the International Communication Agency film entitled "Kiltie Drum and Bugle Corps From Vision Sixteen", and the committee began to review those matters and programs in the President's budget for fiscal year 1983 which fall within the committee's jurisdiction, with a view toward submitting its views and budgetary recommendations to the Committee on the Budget, but did not complete action thereon, and recessed subject to the call.

### SCIENTIFIC RESEARCH AND DEVELOPMENT IN THE U.S.

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded hearings to examine the public and private sector role in U.S. energy research and development, after receiving testimony from N. Douglas Pewitt, Assistant Director, Office of Science and Technology Policy; William D. Carey, American Association for the Advancement of Science, Washington, D.C.; John Deutch, Massachusetts Institute of Technology, Cambridge; and Carl Sagan, Cornell University, Ithaca.

### NOMINATION

*Committee on Small Business:* Committee concluded hearings on the nomination of James C. Sanders, of California, to be Administrator, Small Business Administration, after the nominee, who was introduced by Representative Mineta, testified and answered questions in his own behalf.

## House of Representatives

### *Chamber Action*

**Bills Introduced:** 29 public bills, H.R. 5755–5783; 2 private bills, H.R. 5784 and 5785; and 8 resolutions, H.J. Res. 427–430, H. Con. Res. 282 and 283, and H. Res. 380 and 381 were introduced.

Pages 3618–3619

**Report Filed:** One report was filed as follows: H.R. 4627, to establish a national policy of authorizing, promoting, financing, and facilitating—on a priority basis—the operation, maintenance, and improvement of deep-draft commercial ports in the United States, amended (H. Rept. 97-451).

Page 3618

**Journal:** By a yea-and-nay vote of 340 yeas to 17 nays with 1 voting "present", Roll No. 20, the House approved the Journal of Monday, March 8.

Pages 3554–3555

**Subcommittee to Sit:** Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, March 10, and Thursday, March 11.

Pages 35554-3555

**Member Resignation:** Read and accepted a letter of resignation from Representative Danielson wherein he resigns as a Member of the House effective noon today.

Pages 3557-3558

**Potato Research and Promotion:** By a yea-and-nay vote of 361 yeas to 8 nays, Roll No. 21, the House voted to suspend the rules and pass H.R. 2160, amended, to amend the Potato Research and Promotion Act.

Pages 3557-3561

**Federal Circuit Court of Appeals:** House agreed to the amendment of the Senate with an amendment to H.R. 4482, to establish a United States Court of Appeals for the Federal Circuit, to establish a United States Claims Court—returning the measure to the Senate.

Pages 3562-3572

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Page 3617

**Adjournment:** Met at noon and adjourned at 3:42 p.m.

## *Committee Meetings*

### AGRICULTURAL EXPORT AND TRADE SITUATION

*Committee on Agriculture:* Held a hearing on general agricultural export and trade situation. Testimony was heard from John R. Block, Secretary of Agriculture; William E. Brock, U.S. Trade Representative; Robert Hormats, Assistant Secretary of State; Joseph Dennin, Deputy Assistant Secretary of Commerce and public witnesses.

### OVERSIGHT

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture held an oversight hearing on USDA Extension Service, Science and Education Administration. Testimony was heard from various state and local officials and public witnesses.

Hearings continue tomorrow.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Food Safety and Inspection Service. Testimony was heard from the following officials of USDA: C. W. McMillan, Assistant Secretary for Marketing and Inspection Services and Donald L. Houston, Administrator, Food Safety and Inspection Service.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Attorney General; General Administration; Supreme Court, and care of Buildings and Grounds of the Court; Court of Customs and Patent Appeals; U.S. Court of International Trade and Court of Claims. Testimony was heard from Lewis F. Powell, Jr., Justice, U.S. Supreme Court; George M. White, Architect of the Capitol; William French Smith, Attorney General; Howard Thomas Markey, Chief Judge, U.S. Court of Customs and Patent Appeals; Edward D. Re, Chief Judge, U.S. Court of International Trade and Daniel M. Friedman, Chief Judge, U.S. Court of Claims.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1983 Air Force posture. Testimony was heard from Verne Orr, Secretary of the Air Force.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development met in executive session to hold a hearing on Atomic Energy Defense Activities. Testimony was heard from Herman Roser, Assistant Secretary for Defense Programs, Department of Energy.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on AID Director and Operatings Expenses. Testimony was heard from Peter McPherson, Administrator, AID.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Veterans' Administration. Testimony was heard from Robert P. Nimmo, Administrator, VA.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior heard testimony from James B. Edwards, Secretary of Energy.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Social Security Administration and on Departmental Management. Testimony was heard from John Svahn, Administrator, Social Security Administration, Department of Health and Human Services.

## LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on Office of Technology Assessment and on GAO. Testimony was heard from Representative Udall; Dr. John H. Gibbons, Director, Office of Technology Assessment and Charles A. Bowsher, Comptroller General of the United States.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Research and Special Programs Administration. Testimony was heard from Howard Dugoff, Administrator, Research and Special Programs Administration, Department of Transportation.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on GSA Administrator, General Management and Administration, Allowances for Former Presidents, Office of Inspector General, and Federal Buildings Fund. Testimony was heard from Gerald P. Carmen, Administrator, GSA.

## CLASSIFIED BRIEFING; REPROGRAMINGS; BUDGET RECOMMENDATIONS

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing.

The Committee also approved two reprogramings requests and the budget recommendations for the March 15 report to the Committee on the Budget.

## REAL ESTATE PROJECTS; COST VARIATION PROJECTS; MINOR CONSTRUCTION PROJECTS

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved 18 real estate reports, 5 cost variation reports and 16 minor construction projects.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on Army aircraft procurement. Testimony was heard from the following officials of the Department of the Army: Lt. Gen. James H. Merryman, Deputy Chief of Staff for Research, Development and Acquisition; Brig. Gen. Ellis D. Parker, Deputy Director of Requirements, Army Aviation Officer, Office of the Deputy Chief of Staff for Operations and Plans; Col. Ivar W. Rundgren, Jr., Project Manager, Army Helicopter Improvement Program, Aviation Research and Development Command and Col. Ronald K. Andreson, Project Manager, UH-60A (Black Hawk).

Hearings continue March 11.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Research and Development continued hearings on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Defense budget request, with emphasis on Air Force portion. Testimony was heard from the following officials of the Air Force: Alton G. Keel, Jr., Assistant Secretary for Research, Development and Logistics and Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition.

Hearings continue March 11.

## MISCELLANEOUS MEASURES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage approved for full Committee action as amended the following bills: H.R. 5432, Gold Medal for Admiral Hyman George Rickover, and H.R. 5362, to amend the Truth in Lending Act to prohibit the imposition of a surcharge on any service station operator who honors a credit card issued by a gasoline company.

Prior to this action, the Subcommittee held a hearing on H.R. 5432. Testimony was heard from Representatives Stratton and Horton.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## OVERSIGHT-COAL MINE DISASTERS

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the coal mine disasters which occurred in December of 1981 and January of 1982. Testimony was heard from Representative Simon and a public witness.

Hearings continue March 16.

## ENERGY BUDGET

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on the Energy Department proposed budget for the Office of Emergency Preparedness, Office of International Affairs, and Energy Information Administration. Testimony was heard from J. Dexter Peach, Director, Energy and Minerals Division, GAO and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance continued hearings on the remaining AT&T structural issues. Testimony was heard from public witnesses.

## U.S.-JAPAN RELATIONS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs continued hearings on U.S.-Japan Relations. Testimony was heard from public witnesses.

Hearings continue March 17.

## DEVELOPMENTS IN EUROPE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in Europe. Testimony was heard from H. Allen Holmes, Deputy Assistant Secretary, Bureau of European Affairs, Department of State.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations and the Subcommittee on Africa held a joint hearing on the implementation of Congressionally mandated human rights provisions (Africa region). Testimony was heard from the following officials of the Department of State: Elliott Abrams, Assistant Secretary of State, Bureau of Human Rights and Humanitarian Affairs and Chester Crocker, Assistant Secretary of State, Bureau of African Affairs.

## INDIAN LEGISLATION

*Committee on Interior and Insular Affairs:* Held a hearing on the following bills: H.R. 2329, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma; and H.R. 5081, to declare that the United States holds certain lands in trust for the Washoe Tribe of Nevada and California and to transfer certain other lands to the administration of the U.S. Forest Service. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary for Indian Affairs, Department of the Interior.

## COMPREHENSIVE DRUG PENALTY ACT

*Committee on the Judiciary:* Subcommittee on Crime held a hearing on H.R. 5371, Comprehensive Drug Penalty Act of 1981. Testimony was heard from Representative Pepper; Jeffery Harris, Deputy Associate Attorney General, Department of Justice and public witnesses.

## OIL RIG COLLAPSE

*Committee on Merchant Marine and Fisheries:* Held a hearing on the collapse of the oil rig, Ocean Ranger. Testimony was heard from RAdm. Clyde Lusk, Chief, Officer of Marine Safety, U.S. Coast Guard; Price McDonald, Chief, Branch of Offshore Field Operations, Minerals Management Service, Department of the Interior; Dr. Joe Friday, Deputy Director, NOAA Weather Service, Department of Commerce and public witnesses.

## POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue March 18.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Representatives Biaggi, Trible, Fazio, Wyden, Weber, Heftel and Akaka; RAdm. James T. Taylor, Civil Engineer Corps, USN, Director, Shore Activities Planning and Programming Division, Office of the Chief of Naval Operations; William H. Morris, Jr., Assistant Secretary of Commerce for Trade Development; Ernest B. Johnston, Jr., Deputy Assistant Secretary, Bureau of Economic and Business Affairs, Department of State; James McCormack, Deputy Director, Department of Transportation, State of Hawaii and a public witness.

Hearings continue tomorrow.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Science and Technology:* Ordered reported as amended H.R. 4326, Small Business Innovation Development Act.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications held a hearing on the fiscal year 1983 budget for the Department of Energy, with emphasis on conservation and renewables. Testimony was heard from Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy.

Hearings continue March 11.

### BREEDER REACTOR AND NUCLEAR FUEL CYCLE REPROCESSING PROGRAMS

*Committee on Science and Technology:* Subcommittee on Energy Research and Production held a hearing on DOE breeder reactor and nuclear fuel cycle reprocessing programs for fiscal year 1983 budget request. Testimony was heard from Representative Morrison and from the following officials of the Department of Energy: Dr. Shelby T. Brewer, Assistant Secretary for Nuclear Energy and Gordon L. Chipman, Jr., Deputy Assistant Secretary for Reactor Programs.

Hearings continue tomorrow.

### AIR SAFETY

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight and the Subcommittee on Transportation, Aviation and Materials held a joint hearing on air safety. Testimony was heard from James Burnett, Acting Chairman, National Transportation Safety Board; Dr. Jack Kerrebrock, Associate Administrator, Office of Aeronautics and Space Technology, NASA; Al Albrecht, Associate Administrator, Office of Engineering and Development, FAA and public witnesses.

### GREAT LAKES PROTECTION ACT

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 3600, Great Lakes Protection Act. Testimony was heard from Robert McEwen, Chairman, U.S. Section, International Joint Commission; Martin Belsky, Assistant Administrator, Policy and Planning Section, NOAA, Department of Commerce and public witnesses.

### BUDGET RECOMMENDATIONS

*Committee on Small Business:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

### BUDGET RECOMMENDATIONS

*Committee on Ways and Means:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, March 10, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 3789–3878*

**Bills Introduced:** Five bills and one resolution were introduced, as follows: S. 2185–2189 and S.J. Res. 163.

Page 3831

**Bills Reported:** Reports were made as follows:

S.J. Res. 140, designating February 11, 1982, as "National Inventor's Day", with an amendment.

S.J. Res. 149, designating the week of June 6 through 12, 1982, as "National Child Abuse Prevention Week."

S. Con. Res. 62, congratulating Hadassah, the Women's Zionist Organization of America, on its seventieth anniversary.

S. 2166, providing for the distribution within the United States of the International Communication Agency slide show entitled "Montana: The People Speak."

S. 907, including Cabinet officers under the provisions of the U.S. Code relating to assassination, kidnapping, and assault, with an amendment in the nature of a substitute (S. Rept. No. 97–320).

Page 3830

**Senator Harrison A. Williams, Jr.:** Senate continued consideration of S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate, and the following amendment proposed thereto:

Cranston Amendment No. 1336 (in the nature of a substitute), to censure instead of expel Senator Williams.

During consideration of this measure today, the following votes were taken:

(1) By 93 yeas to 3 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3797

(2) By 90 yeas to 4 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3799

(3) By 95 yeas to 4 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Pages 3810–3811

Pages 3797–3829

**Messages from the House:** Page 3829

**Measures Referred:** Page 3830

**Measures Placed on Calendar:** Page 3830

**Statements on Introduced Bills:** Pages 3831–3863

**Notices of Hearings:** Page 3865

**Additional Statements:** Pages 3865–3878

**Quorum Calls:** Three quorum calls were taken today. (Total—26) Pages 3797, 3799, 3810

**Record Votes:** Three record votes were taken today. (Total—51) Pages 3798, 3799, 3810–3811

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:26 p.m., until 10:00 a.m., on Thursday, March

11, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 3878.)

## *Committee Meetings*

### COMMODITY FUTURES TRADING COMMISSION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation resumed hearings on S. 2109, authorizing funds for the Commodity Futures Trading Commission, receiving testimony from William Lesher, Assistant Secretary of Agriculture for Economics, Howard Stotler, Futures Industry Association, Washington, D.C.; Edmund R. Schroeder, on behalf of the American Bar Association, Thomas A. Russo, Howard Schneider, Richard E. Nathan, and Richard A. Miller, all of the Association of the Bar of the City of New York, John H. Conheeney, Merrill Lynch Commodities, and David Johnston, E. F. Hutton, all of New York City; Harold Heinold, Heinold Companies, Kouts, Indiana; Michael Unger, Massachusetts Securities Division, Boston, Orestes Mihaly, New York Bureau of Investor Protection and Securities, New York City, and K. Houston Matney, Maryland Securities Commissioner, Annapolis, all on behalf of the North American Securities Administrators Association, Inc.

Hearings continue on tomorrow.

### APPROPRIATIONS—DOJ

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, and the Judiciary resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Alan C. Nelson, Commissioner, James A. Kennedy, Acting Comptroller, and Charles R. Neill, Controller, all of the Immigration and Naturalization Service, Francis M. Mullen, Jr., Acting Administrator, Drug Enforcement Administration, and Norman A. Carlson, Director, Bureau of Prisons, all of the Department of Justice.

Subcommittee will meet again on Friday, March 12.

### APPROPRIATIONS—SOCIAL SECURITY ADMINISTRATION AND REFUGEE PROGRAMS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1983 for the Social Security Administration and refugee programs, receiving testimony from Senator Hayakawa; and John A. Svahn, Commissioner, Social Security Administration.

Subcommittee will meet again tomorrow.

### APPROPRIATIONS—FOREIGN ASSISTANCE

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for foreign assistance programs, receiving testimony from Alexander M. Haig, Jr., Secretary of State.

Subcommittee will meet again tomorrow.

### FORMER MILITARY SPOUSES

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on S. 1814, providing for the rights of former spouses to military retirement pay and health care protection, receiving testimony from Lawrence J. Korb, Assistant Secretary of Defense (Manpower, Reserve Affairs and Logistics).

Hearings were recessed subject to call.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces resumed closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on space systems, receiving testimony from Lt. Col. Thomas Krebs, Astronautical Engineer, Defense Intelligence Agency, Robert Cooper, Assistant Secretary of Defense (Research and Engineering/Defense Advanced Research Projects Agency, (Designate)), Maj. Gen. Donald Lamberson, Director, Directed Energy Program Coordinator, and J. Richard Airey, Director, Directed Energy Program, both of the Office of Under Secretary of Defense for Research and Engineering, all of the Department of Defense; Wayne Boring, Director, Office of Scientific and Weapons Research, Central Intelligence Agency; and Edward C. Aldridge, Under Secretary of the Air Force, Charles Cook, Deputy Assistant Secretary for Space Plans and Policy, and Brig. Gen. Bernard P. Randolph, Director, Space Systems and Command, Control, Communications, and Deputy Chief of Staff, Research, Development and Acquisition, all of the Department of the Air Force.

Hearings continue on Friday, March 12.

### DELAYED FUNDS AVAILABILITY

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Consumer Affairs concluded hearings to examine certain financial institution practices of restricting individuals from withdrawing funds represented by checks deposited to their accounts, after receiving testimony from Theodore E. Allison, Staff Director for Federal Reserve Bank Activities, Board of Governors, Federal Reserve System; Robert J. McEwen, Boston College, Boston, Massachusetts; Barry Pickell, Old Stone Bank, Providence, Rhode Island; William Heron, Jr., Citibank, New York City; Jacqueline Del Bucchia, Bank of

America, San Francisco, California; Phillip Messina, Columbia Savings Bank, Woodhaven, New York, on behalf of U.S. League of Savings Associations; and Charles E. Arner, First National Bank of St. Paul, Minnesota, on behalf of American Bankers Association.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee resumed hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new Budget authority, receiving testimony on the role of user charges in transportation policy from Charles Swinburn, Deputy Assistant Secretary for Policy and International Affairs, and John Fowler, General Counsel, both of the Department of Transportation; Alice M. Rivlin, Director, Congressional Budget Office; and Lester Lave, The Brookings Institution, Washington, D.C.

Hearings continue tomorrow.

## BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 1657, establishing a uniform Federal policy for the management and utilization of inventions developed under Federal contracts, with an amendment in the nature of a substitute;

S. 1936, requiring members of the National Transportation Safety Board to be chosen from individuals with expertise in specified fields, with amendments; and

The nomination of James W. Winchester, of Mississippi, to be Associate Administrator, National Oceanic and Atmospheric Administration, and four U.S. Coast Guard nominations in the rank of Rear Admiral.

## BUDGET

*Committee on Finance:* Committee met to further discuss the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, focusing on entitlement programs and approaches to restrain their growth, and work incentives in the welfare system and how the Administration's proposals will affect them, receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Committee will meet again tomorrow.

## U.S./CANADA ECONOMIC RELATIONS

*Committee on Foreign Relations:* Subcommittee on International Economic Policy concluded hearings on U.S. economic relations with Canada, after receiving testimony from Raymond Waldman, Assistant Secretary of Commerce for International Economic Policy; Robert Hormats, Assistant Secretary of State for Economic and Business Affairs; Marc Leland, Assistant Secretary of the Treasury for International Affairs; and Harvey Bale, Assistant U.S. Trade Representative for Investment Policy.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S.J. Res. 110, amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, with an amendment in the nature of a substitute;

S.J. Res. 149, designating the week of June 6 through 12, 1982, as "National Child Abuse Prevention Week";

S.J. Res. 140, designating February 11, 1982, as "National Inventor's Day", with an amendment changing the date to February 11, 1983;

S. Con. Res. 62, congratulating Hadassah, the Women's Zionist Organization of America, on its seventieth anniversary; and

The nominations of J. Alan Johnson, to be U.S. Attorney for the Western District of Pennsylvania; William L. Lutz, to be U.S. Attorney for the District of New Mexico, David D. Queen, of Maryland, to be U.S. Attorney for the Middle District of Pennsylvania, and Christian Hansen, Jr., to be U.S. Marshal for the District of Vermont;

Also, committee began consideration of S. 1030, revising certain provisions of the Gun Control Act (P.L. 90-618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences of Federal felonies committed with firearm or destructive devices, S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity, S. 2000, establishing an eligibility test for bankruptcy relief based on the individual petitioner's ability to pay a reasonable portion of his debts out of future income, and the committee agreed to a committee resolution providing for final disposition of S. 995, providing for contribution of damages in antitrust price fixing suits.

## MEDICARE REIMBURSEMENT

*Special Committee on Aging:* Committee held hearings on problems associated with the medicare reimbursement system for hospitals, receiving testimony from Bryan Mitchell, Deputy Inspector General, Department of Health and Human Services; Barry Friedman, New York Chief Assistant Deputy Attorney General for Medicaid Fraud Control, Albany; Merrit Jacoby, Blue Cross and Blue Shield Association, and John Hoff, National Association of Community Hospitals, both of Washington, D.C.; Ted Ackroyd, Hospital Association of Pennsylvania, Har risburg; and Tom Moore, Special Assistant to the Comptroller of California, Sacramento; Stephen Miller, Beverly Hills, California; and Pat Wilkerson, Los Angeles, California.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 5786–5803; and 10 resolutions, H.J. Res. 431–435, H. Con. Res. 284 and 285, and H. Res. 382–386 were introduced.

Pages 3756–3787

**Report Filed:** One report was filed as follows: Report entitled "Defense Department's Failure to Properly Manage Conventional Ammunition" (H. Rept. 97–455).

Page 3786

**Journal:** By a yea-and-nay vote of 371 yeas to 16 nays with 1 voting "present", Roll No. 22, the House approved the Journal of Tuesday, March 9.

Pages 3757–3758

**Committee Funds:** House considered H. Res. 378, providing amounts from the contingent fund of the House for expenses of investigations and studies by standing and select committees of the House in the second session of the Ninety-seventh Congress.

Subsequently, the resolution was withdrawn.

Pages 3763–3770

**Adjournment:** Met at 3 p.m. and adjourned at 4:48 p.m.

## *Committee Meetings*

### OVERSIGHT

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture concluded oversight hearings on USDA Extension Service, Science and Education Administration. Testimony was heard from departmental and public witnesses.

### NATIONAL FOREST MANAGEMENT ACT REGULATIONS

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy held a hearing on National Forest Management Act regulations. Testimony was heard from departmental and public witnesses.

### BUDGET RECOMMENDATIONS

*Committee on Appropriations:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Animal and Plant Health Inspection Service. Testimony was heard from the following officials of USDA: Harry C. Mussman, Administrator, Animal and Plant Health Inspection Service and C. W. McMillan, Assistant Secretary for Marketing and Inspection Services.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State The Judiciary and Related Agencies held a hearing on Department of Justice, General Legal Activities, U.S. Attorneys, U.S. Trustees and U.S. Marshals, and Antitrust Division. Testimony was heard from Edward C. Schmultz, Deputy Attorney General, Department of Justice.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on DOD intelligence programs. Testimony was heard from departmental witnesses.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development met in executive session to hold a hearing on Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Energy: Adm. K. R. McKee, Deputy Assistant Secretary for Naval Reactors and Herman Roser, Assistant Secretary for Defense Programs.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies concluded hearings on Veterans' Administration. Testimony was heard from Robert P. Nimmo, Administrator, VA.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Indian Health Service. Testimony was heard from Dr. Everett Rhoades, Director, Indian Health Service, Department of Health and Human Services.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Secretary of Education, Compensatory Education for the Disadvantaged, Special Programs. Testimony was heard from Terrel H. Bell, Secretary of Education.

### LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on Congressional Budget Office. Testimony was heard from Alice M. Rivlin, Director, CBO.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Air Force Military Construction Program. Testimony was heard from the following officials of the U.S. Air Force: Maj. Gen. Clifton D. Wright, Deputy Director of Engineering and Service; Brig. Gen. J. D. Mirth, Deputy for Space Launch Systems and Col. Joseph A. Ahearn, Directorate of Engineering and Services.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Panama Canal Commission and on Research and Special Program Administration. Testimony was heard from Dennis P. McAuliffe, Administrator, Panama Canal Commission.

### TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Personal Property Operating Expenses, General Supply Fund and on National Archives and Records Service. Testimony was heard from Robert T. McNamar, Deputy Secretary of the Treasury.

### MILITARY CONSTRUCTION AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities continued hearings on H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard on Title I, Army from Brig. Gen. Norman G. Delbridge, Jr., Assistant Chief of Engineers, Office of the Chief of Engineers, Department of the Army.

Hearings continue tomorrow.

### DOD BUDGET

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation continued hearings on the man power portions of the fiscal year 1983 Defense budger request. Testimony was heard from Dr. Edward J. Philbin, Deputy Assistant Secretary for Reserve Affairs, Department of Defense and the Chiefs of the Reserve Components.

Hearings continue March 17.

### DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on the Army's AH-64 helicopter program and the Navy/Marine Corps tactical aircraft and missile programs. Testimony was heard from James R. Ambrose, Under Secretary of the Army; VAdm. W. L. McDonald, Deputy Chief of Naval Operations (Air Warfare), Department of the Navy and Lt. Gen. W. J. White, Deputy Chief of Staff for Aviation, U.S. Marine Corps.

Hearings continue tomorrow.

### SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Armed Services:* Subcommittee on Research and Development held a hearing on H.R. 4326, Small Business Innovation Development Act. Testimony was heard from Representatives Mavroules, Mitchell of Maryland, McCloskey and LaFalce; William A. Long, Deputy Under Secretary for Research and Engineering, Department of Defense; Hilary J. Rauch, Director, Procurement and Assistant Management Directorate, Department of Energy; Stuart J. Evans, Assistant Administrator for Procurement, NASA; Robert F. McDermott, Associate Administrator for Procurement and Technology Assistance, SBA and public witnesses.

### DOD BUDGET

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials and the Subcommittee on Readiness held a joint hearing on the fiscal year 1983 Defense budget request, with emphasis on ship overhauls, fleet modernization and T-AKX (Maritime prepositioning ship) acquisition. Testimony was heard from the following officials of the Department of the Navy: George A. Sawyer, Assistant Secretary for Shipbuilding and Logistics and VAdm. Earl B. Fowler, Commander, Naval Sea Systems Command.

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from various Mayors and State Legislators.

Hearings continue tomorrow.

### BUDGET RECOMMENDATIONS

*Committee on Education and Labor:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

### BUDGET PROPOSALS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education continued hearings on the impact of the Administration's budget proposals, with emphasis on higher education and libraries

Testimony was heard from Alice M. Rivlin, Director, CBO and public witnesses.

## ENERGY BUDGET

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels concluded hearings on the Energy Department proposed budget for the Office of Emergency Preparedness, Office of International Affairs, and Energy Information Administration. Testimony was heard from Ulf Lantzke, Executive Director, International Energy Agency; from the following officials of the Department of Energy: William Vaughn, Assistant Secretary for Environmental Protection, Safety and Energy Preparedness; Henry Thomas, Assistant Secretary for International Affairs and Eric Evered, Administrator, Energy and Information Administration and E. Allan Wendt, Deputy Assistant Secretary for International Energy Policy, Department of State.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## AT&T SETTLEMENT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance continued hearings on "The Proposed Antitrust Settlement of *U.S. v. AT&T,*" including consideration of H.R. 5158, to amend the Communications Act of 1934 to revise provisions of the act relating to telecommunications. Testimony was heard from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

## INTERNATIONAL SECURITY ASSISTANCE

*Committee on Foreign Affairs:* Held a hearing on the role of international security assistance in U.S. defense policy. Testimony was heard from Caspar W. Weinberger, Secretary of Defense and Gen. David C. Jones, Chairman, Joint Chiefs of Staff.

## OVERSIGHT

*Committee on Foreign Affairs:* Subcommittee on International Operations held a hearing on the Region 2 Administrative Radio Conference on Medium Wave Frequency Broadcasting. Testimony was heard from William Salmon, Senior Advisor for Science and Technology, Office of the Under Secretary for Security Assistance, Science and Technology, Department of State and Kalmann Schaefer, Chairman of the U.S. Delegation to the Region 2 Administrative Radio Conference, Rio de Janeiro.

## SECURITY CLASSIFICATION

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on the Administration's proposal to amend the executive order on security classification. Testimony was heard from public witnesses.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met and considered pending Committee business.

## BUDGET RECOMMENDATIONS

*Committee on Interior and Insular Affairs:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

## GRAIN ELEVATOR BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held a hearing on Grain Elevator Bankruptcy legislation (H.R. 2593, S. 1365 and related bills). Testimony was heard from Raymond D. Lett, Executive Assistant to the Secretary of Agriculture and public witnesses.

Hearings continue tomorrow.

## DEPARTMENT OF TRANSPORTATION AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 5723, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983. Testimony was heard from Adm. Harold E. Shear, Administrator, Maritime Administration, Department of Transportation; VAdm. Kent J. Carroll, Commander, Military Sealift Command, Department of Defense and public witnesses.

Hearings continue tomorrow.

## MISCELLANOUS MEASURES; BUDGET RECOMMENDATIONS

*Committee on Post Office and Civil Service:* Ordered reported the following bills: H.R. 4703, as amended, to amend section 3620 of the revised statutes with respect to payroll deductions for Federal employees, and H.R. 5145, to amend title 5, United States Code, to provide training opportunities for employees under the Office of the Architect of the Capitol and the Botanic Garden.

The Committee also approved budget recommendations for the March 15 report to the Committee on the Budget.

## NATIONAL POPULATION OFFICE

*Committee on Post Office and Civil Service:* Subcommittee on Census and Population held a hearing on H.R. 907, to establish a national population and executive branch office. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### HAZARDOUS WASTES

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held a hearing on the contamination of ground and surface water resources by hazardous waste. Testimony was heard from the following officials of the EPA: Christopher Capper, Acting Assistant Administrator, Solid Waste and Emergency Response and Gary Dietrich, Director, Office of Solid Waste.

### WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Representatives Young of Missouri; Oakar; Gephardt; Murphy and public witnesses.

Hearings continue tomorrow.

### BREEDER REACTOR AND NUCLEAR FUEL CYCLE REPROCESSING PROGRAMS

*Committee on Science and Technology:* Subcommittee on Energy Research and Production concluded hearings on DOE breeder reactor and nuclear fuel cycle reprocessing programs for fiscal year 1983 budget request. Testimony was heard from William J. Dircks, Executive Director for Operations, NRC and public witnesses.

### NSF AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology approved for full Committee action a clean bill to be introduced authorizing appropriations for the National Science Foundation.

### POLLUTION CONTROL FINANCING

*Committee on Small Business:* Subcommittee on Energy, Environment, Safety, and Issues Affecting Small Business held a hearing on pollution control financing. Testimony was heard from Edwin Holloway, Deputy Administrator, SBA and public witnesses.

### BUDGET RECOMMENDATIONS

*Committee on Veterans' Affairs:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

### COMMITTEE BUSINESS

*Permanent Select Committee on Intelligence:* Met in executive session to consider Committee business.

## *Thursday, March 11, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 3958–4013*

**Bills Introduced:** Ten bills and four resolutions were introduced, as follows: S. 2190–2199, S.J. Res. 164, S. Con. Res. 68, and S. Res. 337–338.

Pages 4011–4012

**Bills Reported:** Reports were made as follows:

S. 901, authorizing the Secretary of the Interior to acquire the Georgetown waterfront within the District of Columbia and administer it as part of the National Capital park system (S. Rept. No. 97–321).

Page 4011

**Measure Passed:**

*Committee Funding Authorization:* Senate agreed to S. Res. 333, providing funds in operating expenses of the standing, select, and special committees of the Senate, and providing for the repeal of S. Res. 289, authorizing funds for operating expenses of the Committee on Rules and Administration, after rejecting the following amendment proposed thereto:

Helms unprinted Amendment No. 827, to provide that expenditures authorized for certain committees be the same for the period covered by the resolution as for the preceding year.

Page 4057

Pages 4055–4062

**Senator Harrison A. Williams, Jr.:** Senate continued consideration of S. Res. 204, expelling Senator Harrison A. Williams, Jr., of New Jersey, from the Senate, and the following amendment proposed thereto:

Cranston Amendment No. 1336 (in the nature of a substitute), to censure instead of expel Senator Williams.

During consideration of this measure today, by 97 yeas to 3 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 3975

S. Res. 204 was indefinitely postponed, following the resignation of Senator Williams.

Page 4008

Pages 3972–4008

**Nominations:** Senate received the following nominations:

James L. Malone, of Virginia, to be Ambassador at Large in connection with his appointment as Special Representative for the Law of the Sea Conference, and Chief of Delegation.

Robert E. Coyle, to be U.S. District Judge for the Eastern District of California.

William T. Hart, to be U.S. District Judge for the Northern District of Illinois.

John A. Nordberg, to be U.S. District Judge for the Northern District of Illinois.

Walter E. Black, Jr., to be U.S. District Judge for the District of Maryland.

Michael A. Telesca, to be U.S. District Judge for the Western District of New York.

W. Asa Hutchinson, to be U.S. Attorney for the Western District of Arkansas.

Robert W. Merkle, Jr., to be U.S. Attorney for the Middle District of Florida.

Richard H. Still, Jr., to be U.S. Attorney for the Northern District of Georgia.

Frederick J. Hess, to be U.S. Attorney for the Southern District of Illinois.

Charles H. Gray, to be U.S. Marshal for the Eastern District of Arkansas.

17 Navy nominations in the rank of Admiral.

Routine lists of Navy nominations.

Pages 4063–4066

**Presidential Messages:** Senate received messages from the President, as follows:

(1) Transmitting the first annual report for 1980 of the Department of Energy on the federal coordination of factors and data used in development of building energy conservation standards, which was referred to the Committee on Energy and Natural Resources (PM–117).

(2) Transmitting the fourth annual report of the Nuclear Non-Proliferation Act of 1978.

(3) Transmitting the fourth annual report called for by Section 601(a) of the Nuclear Non-Proliferation Act of 1978 (Public Law 95–242), covering calendar year 1981, which was referred to the Committee on Foreign Relations (PM–118).

Page 4010

**Messages From the President:** Page 4010

**Communications:** Pages 4010–4011

**Statements on Introduced Bills:** Pages 4013–4029

**Notices of Hearings:** Page 4032

**Additional Statements:** Pages 4032–4045

**Nominations:** Pages 4064–4067

**Quorum Call:** One quorum call was taken today. (Total—27)

Page 3974

**Record Vote:** One record vote was taken today. (Total—52)

Page 3975

**Recess:** Senate convened at 10 a.m., and recessed at 5:18 p.m., until 12 noon, on Monday, March 15, 1982. (For Senate's program, see remarks of Senator Baker in today's RECORD on page 4064.)

# *Committee Meetings*

## COMMODITY FUTURES TRADING COMMISSION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation concluded hearings on S. 2109, authorizing funds for the Commodity Futures Trading Commission, after receiving testimony from Theodore Thomte, Thomte & Co., Inc., Boston, Massachusetts, on behalf of the National Association of Futures Trading Advisers; Clint Burr, Chicago, Illinois; Louis E. Carabini, MONEX International, Newport Beach, California; James J. Groberg, International Precious Metals Corporation, Fort Lauderdale, Florida; David F. Simon, First National Monetary Corporation, Southfield, Michigan; Glen Clark, McLean, Virginia; Jerry Fishman, DOWDEX Corporation, Chicago, Illinois; and Carl Ek, National Farmers Union, Washington, D.C.

## BUDGET

*Committee on Appropriations:* Committee began consideration of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction and on recommendations which it will make thereon to the Committee on the Budget, but did not complete action thereon, and recessed subject to call.

## APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from William G. Lesher, Assistant Secretary of Agriculture for Economics; J. Dawson Ahalt, Deputy Assistant Secretary of Agriculture for Economics; John E. Lee, Jr., Acting Administrator, Economic Research Service; William E. Kibler, Acting Administrator, Statistical Reporting Service; Terry N. Barr, Acting Chairman, World Agricultural Outlook Board; John F. Schrote, Deputy Assistant Secretary of Agriculture for Administration; Claude W. Gifford, Acting Assistant Secretary, Office of Governmental and Public Affairs; and A. James Barnes, General Counsel, all of the Department of Agriculture.

Hearings continue tomorrow.

## APPROPRIATIONS—FOREIGN ASSISTANCE

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for foreign assistance programs, receiving testimony in behalf of funds for the Agency for International Development from its Administrators, M. Peter McPherson.

Subcommittee will meet again on Tuesday, March 16.

## APPROPRIATIONS—PARK SERVICE

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of the Interior, receiving testimony in behalf of funds for the National Park Service from Russell E. Dickerson, Director, National Park Service.

Subcommittee will meet again on Wednesday, March 17.

## APPROPRIATIONS—PANAMA CANAL COMMISSION/RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION/D.C. METRO

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Dennis P. McAuliffe, Administrator, and William R. Gianelli, Chairman of the Board, both of the Panama Canal Commission; Howard Dugoff, Administrator, Research and Special Programs Administration, Department of Transportation; and Richard Page, General Manager, and Jerry Moore, Chairman of the Board, both of the Washington Metropolitan Area Transit Authority.

Subcommittee will meet again tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of Army manpower programs from Harry N. Walters, Assistant Secretary of the Army for Manpower and Reserve Affairs; Lt. General Maxwell R. Thurman, Deputy Chief of Army Staff for Personnel; Major General William R. Berkman, Chief of Army Reserve; and Major General Emmett H. Walker, Director, Army National Guard.

Subcommittee recessed subject to call.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Tactical Warfare resumed closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for Marine Corps tactical programs and other procurement from Lt. General J. H. Miller, Deputy Chief of Marine Corps Staff for Plans, Policies and Operations, and Lt. General W. J. White, Deputy Chief of Marine Corps Staff for Aviation.

Subcommittee will meet again on Tuesday, March 16.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Tuesday, March 16.

## BUDGET

*Committee on Finance:* Committee continued to discuss the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, receiving testimony from Vermont Governor Richard A. Snelling, Montpelier; Utah Governor Scott M. Matheson, Salt Lake City; and Lane Kirkland, AFL-CIO; James Hacking, American Association of Retired Persons/National Retired Teachers Association; John Albertine, American Business Conference; and Richard W. Rahn, Chamber of Commerce of the United States, all of Washington, D.C.

Hearings continue tomorrow.

## AID TO EL SALVADOR

*Committee on Foreign Relations:* Committee concluded hearings on the President's January 28, 1982, certification concerning military aid to El Salvador, after receiving testimony from Representatives Dornan and Coyne; Richard Araujo, the Heritage Foundation; Father Brian Hehir, U.S. Catholic Conference; Jeri Laber, Americas Watch; and Robert S. Leiken, Georgetown University, all of Washington, D.C.; and Barbara Archambault, Rhode Island Third World Solidarity Committee, Providence.

## NEW FEDERALISM

*Committee on Governmental Affairs:* Committee resumed hearings to review the President's proposals on New Federalism, receiving testimony from Mayor Helen Boosalis, Lincoln, Nebraska, on behalf of the United States Conference of Mayors; Mayor Randy Tyree, Knoxville, Tennessee, on behalf of the Tennessee Municipal League; J. Hugh Nichols, Baltimore Regional Planning Council, Baltimore, Maryland, on behalf of The National Association of Regional Councils; and Doris Dealaman, Somerset County, New Jersey; Scott Fosler, Montgomery County, Maryland; and Robert Honts, Travis County, Texas, all on behalf of the National Association of Counties.

Hearings continue on Tuesday, March 16.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of John L. Coffey, of Wisconsin, to be U.S. Circuit Judge for the Seventh

Circuit Court of Appeals, William W. Caldwell, to be U.S. District Judge for the Middle District of Pennsylvania, and Glenn E. Mencer and Carol Los Mansmann, each to be a U.S. District Judge for the Western District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Mr. Coffey was introduced by Senator Kasten, and Messrs. Caldwell and Mencer, and Ms. Los Mansmann were introduced by Senators Specter and Heinz.

### HOBBS ACT

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 613, amending the Federal Criminal Code to revise the scope of, and penalties under, the Hobbs Act, prohibiting interference with commerce by threat or violence, after receiving testimony from Robert T. Thompson, Greenville, South Carolina, on behalf of the U.S. Chamber of Commerce; John S. Legg, Universal Utility Contracting Company, Woodinville, Washington; and John Charles Houston, Public Service Research Council, David Previant and Robert Baptiste, both on behalf of the International Brotherhood of Teamsters, and John Rupp, Covington & Burling, all of Washington, D.C.

### CUBA—TERRORIST ACTIVITIES

*Committee on the Judiciary:* Subcommittee on Security and Terrorism resumed hearings to examine Cuban subversive and terrorist activities, focusing on the Cuban threat worldwide, with special focus on Latin America and the United States, receiving testimony from Fred Ikle, Under Secretary of Defense for Policy.

Hearings continue tomorrow.

### ERISA—PENSION PLANS

*Committee on Labor and Human Resources:* Subcommittee on Labor held hearings on S. 1748, exempting certain employers from withdrawal and plan termination insurance provisions of title IV of the Employee Retirement Income Security Act (ERISA), receiving testimony from Senator Cohen; Howard W. Ryder, Coastal Tank Lines, Akron, Ohio, Hugh G. Shurtleff, Time-D.C., Inc., Lubbock, Texas, Keith Fulton, Keith Fulton & Sons, Inc., Boston, Massachusetts, and David W. Howell, The Willett Company, Chicago, Illinois, all on behalf of the American Trucking Association; Dennis L. Hansen, Ramsey Winch Company, Tulsa, Oklahoma; Edward S. Riss, Republic Industries, Inc., Kansas City, Missouri; Don Gardner, Jumbo Markets, Inc., Sacramento, California, on behalf of the National Association of Retail Grocers of the United States; Laurence S. Fordham, Foley, Hoag & Eliot, Boston, Massachusetts and Lester Cohen, both representing the C & S Wholesale Grocers, Inc., Brattleboro, Vermont; James E. LaCrosse, National Liquor Corporation, Indianapolis, Indiana, on behalf of the Wine & Spirits Wholesalers of America, Inc.; Charles R. Naylor, Jr., Dubuque Packing Co., Dubuque, Iowa, on behalf of the American Meat Institute; Merrill Leviss, A. Soloff & Son, Inc., Fall River, Massachusetts; Denis R. Zegar, National-American Wholesale Grocers Association, and Paul Korody, on behalf of the National Meat Association, both of Washington, D.C.; and Michael Rothbaum, The Harwood Companies, Inc., and Kurt Bernard, on behalf of the Federation of Apparel Manufacturers, both of New York City.

Hearings continue on Wednesday, March 17.

### SURETY BONDS

*Committee on Small Business:* Committee held hearings on the Small Business Administration's surety bond guarantee loan program, receiving testimony from Paul Boucher, Inspector General, Edwin T. Holloway, Associate Administrator for Finance and Investments, and Arthur Armstrong, Director, Office of Special Guarantees, all of the Small Business Administration; W. E. Douglas, Commissioner, Bureau of Government Financial Operations, and Mary Casey, BGFO Audit Staff, both of the Department of the Treasury; Mountie Bedford, M.B. Underwriters, Pensacola, Florida; and John Magnotti and Vincent Galvin, both on behalf of the American Specialty Surety Council, Arlington, Virginia.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 22 public bills, H.R. 5804–5825; 2 private bills, H.R. 5826–5827; and 8 resolutions, H.J. Res. 434–436, H. Con. Res. 286 and 287, and H. Res. 387–389 were introduced.

Pages 3955–3956

**Bill Reported:** One report was filed as follows: H.R. 2528, to amend the Economy Act to provide that all departments and agencies may obtain material or services from other agencies by contract, amended (H. Rept. 97–456).

Page 3955

**Committee to Sit:** Committee on Armed Services received permission to have until midnight, Tuesday, March 16, to file a report on H.R. 4326, to amend the Small Business Act to strengthen the role of the small, innovative firms in federally funded research and development, and to utilize Federal research and development as a base for technological innovation to meet agency needs and to contribute to the growth and strength of the Nation's economy.

Page 3934

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of March 17.

Pages 3938–3939

**Presidential Message—Energy Conservation:** Received and read a message from the President wherein he transmits the first annual report covering calendar year 1980 prepared by the Department of Energy on the Federal coordination of factors and data used in the development of building energy conservation standards—referred to the Committees on Banking, Finance and Urban Affairs and Energy and Commerce.

Page 3939

**National Agriculture Day:** House passed and cleared for the President S.J. Res. 148, to proclaim March 18, 1982, as "National Agriculture Day".

Pages 3939–3940

**International Ballet Competition:** House passed H.J. Res. 361, to grant official recognition to the international ballet competition.

Pages 3941–3942

**National Medic Week:** House passed H.J. Res. 372, to authorize and request the President to issue a proclamation designating April 4 through 10, 1982, "National Medic Alert Week".

Page 3941

**Adjournment:** Met at 11 a.m. and adjourned at 12:47 p.m.

## *Committee Meetings*

### RICE

*Committee on Agriculture:* Subcommittee on Cotton, Rice, and Sugar held a hearing to review South Korea's commitment to buy U.S. rice under the 1980 U.S.-Japan Rice Agreement. Testimony was heard from Representatives Alexander and Breaux, departmental and public witnesses.

Hearings continue March 16.

### MOUNT ST. HELENS NATIONAL VOLCANIC AREA

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy and the Subcommittee on Public Lands and National Parks of the Committee on Interior and Insular Affairs held a joint hearing on H.R. 5281, to establish the Mount St. Helens National Volcanic Area, Wash. Testimony was heard from Representatives Morrison and Bonker, departmental and public witnesses.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Agricultural Marketing Service-Transportation Office. Testimony was heard from the following officials of the USDA: Mildred L. Thymian, Administrator, Agricultural Marketing Service; C. W. McMillan, Assistant Secretary for Marketing and Inspection Services; and Martin F. Fitzpatrick, Jr., Director, Office of Transportation.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Federal Prison System, U.S. Parole Commission and Drug Enforcement Administration. Norman A. Carlson, Director, Federal Prison System; Benjamin F. Baer, Acting Chairman, U.S. Parole Commission and Francis M. Mullen, Jr., Acting Administrator, Drug Enforcement Administration.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to receive an intelligence briefing. The Subcommittee was briefed by departmental witnesses.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Solar and Renewables. Testimony was heard from Joseph J. Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Security Assistance. Testimony was heard from James L. Buckley, Under Secretary for Security Assistance, Science and Technology, Department of State and Lt. Gen. James H. Ahmann, Director, Defense Security Assistance Agency, Department of Defense.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on energy-related programs. Testimony was heard from public witnesses.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on School Assistance in Federally Affected Areas, Vocational and Adult Education, and Education for the Handicapped, Rehabilitation Services and Handicapped Research. Testimony was heard from the following officials of the Department of Education: Moses Harrison, Acting Assistant Secretary for Elementary and Secondary Education; Robert Worthington, Assistant Secretary for Vocational and Adult Education and Gene Tufts, Assistant Secretary for Special Education and Rehabilitative Services.

## LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on Joint Committee on Printing. Testimony was heard from Representative Hawkins.

The Subcommittee also heard testimony from public witnesses.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on MX Program. Testimony was heard from the following officials of the Department of Defense: Richard D. DeLauer, Under Secretary for Research and Engineering; Robert A. Stone, Deputy Assistant Secretary; Maj. Gen. Clifton D. Wright, USAF, Deputy Director, Engineering and Services; Brig. Gen. James McCarthy, Special Assistant for MX, Directorate of Research, Development and Acquisition and Dr. T. K. Jones, Deputy Under Secretary for Strategic and Nuclear Forces.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on St. Lawrence Seaway, Architectural and Transportation Barriers Compliance Board. Testimony was heard from David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation and Bradford Reynolds, Acting Chairperson, Transportation Barriers Compliance Board.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Armed Services:* Ordered reported as amended H.R. 4326, Small Business Innovation Development Act.

## MILITARY CONSTRUCTION AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities continued hearings on H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard on Title II, Navy from RAdm. William M. Zobel, Commander, Naval Facilities Engineering Command, Department of the Navy and Brig. Gen. Frank E. Peterson, Director, Facilities and Services Division, U.S. Marine Corps.

Hearings continue March 18.

## EDUCATIONAL ASSISTANCE PROGRAMS

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation and the Subcommittee on Education, Training and Employment of the Committee on Veterans' Affairs held a joint hearing on the Administration's position on a new educational assistance program for the military. Testimony was heard from Lawrence J. Korb, Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings in executive session on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on Air Force tactical aircraft and missile programs. Testimony was heard from Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, USAF.

Hearings continue March 17.

## PREPAREDNESS ENHANCEMENT PROGRAM

*Committee on Armed Services:* Subcommittee on Readiness held a hearing on the Preparedness Enhancement Program. Testimony was heard from Richard E. Donnelly, Director, Industrial Resources, Office of the Under Secretary for Research and Engineering, Department of Defense; Adm. J. G. Williams, Jr., Chief of Navy Materiel, U.S. Navy; Brig. Gen. Joseph H. Connolly, Director, Contracting and Manufacturing Policy, U.S. Air Force; Maj. Gen. Robert L. Herriford, Sr., Director, Procurement and Production, Army Materiel, Development and Readiness Command and Sol Love, Secretary of Defenses' Industrial Task Force.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Armed Services:* Subcommittee on Research and Development approved for full Committee action as amended H.R. 4326, Small Business Innovation Development Act.

## U.S. SPACE PROGRAM

*Committee on Armed Services:* Subcommittee on Research and Development held a hearing on the budget request for the U.S. space program. Testimony was heard from Dr. Robert Cooper, Director, Defense Advanced Research Projects Agency; Brig. Gen. Bernard P. Randolph, Director, Space Systems and Command, Control and Communications, Department of the Air Force; Adm. William Ramsey, Director, Navy Space Programs and Richard DeLauer, Under Secretary of Defense for Research and Engineering.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the shipbuilding portion of the fiscal year 1983 Defense budget request, with emphasis on submarine warfare programs. Testimony was heard from VAdm. Nils R. Thunman, Deputy Chief of Naval Operations for Submarine Warfare, Department of the Navy and public witnesses.

Hearings continue March 17.

## PAYROLL DEDUCTIONS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions, Regulation, and Insurance approved for full Committee action as amended H.R. 4703, to amend section 3620 of the revised statutes with respect to payroll deductions for Federal employees.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives Oakar and Hoyer and public witnesses.

## HOUSING FOR THE ELDERLY

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on Section 202 Housing for the Elderly. Testimony was heard from Samuel R. Pierce, Jr., Secretary of Housing and Urban Development.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from Richard Snelling, Governor, State of Vermont and Scott Matheson, Governor, State of Utah.

Hearings continue March 15.

## DISTRICT OF COLUMBIA FEDERAL PAYMENT ACT

*Committee on the District of Columbia:* Subcommittee on Fiscal Affairs and Health approved for full Committee action H.R. 5590, District of Columbia Federal Payment Act.

## BUDGET PROPOSALS

*Committee on Education and Labor:* Concluded oversight hearings on the Administration's budget proposals for fiscal year 1983. Testimony was heard from Raymond J. Donovan, Secretary of Labor.

## SERVICE INDUSTRIES COMMERCE DEVELOPMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on H.R. 5519, to give trade negotiating priority to service sector issues, to expand and clarify existing laws governing interstate and foreign commerce to better deal with service trade problems. Testimony was heard from William Morris, Assistant Secretary for Trade, Department of Commerce; Geza Feketekuty, Assistant U.S. Trade Representative for Policy Development and Studies and public witnesses.

## NUCLEAR PROGRAMS

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on DOE budget request for nuclear programs including uranium enrichment and nuclear waste. Testimony was heard from the following officials of the Department of Energy: Shelby T. Brewer, Assistant Secretary for Nuclear Energy; William Voigt, Jr., Acting Director, Office of Uranium Enrichment and Assessment and Frank E. Coffman, Deputy Assistant Secretary for Nuclear Waste Management and Fuel Cycle Programs, Office of Nuclear Energy.

## SMOKING PREVENTION EDUCATION ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on H.R. 5653, Comprehensive Smoking Prevention Education Act of 1982 and similar bills. Testimony was heard from Dr. Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services.

Hearings continue tomorrow.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

## INFANT FORMULA

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on Infant Formula: The Present Danger. Testimony was heard from Arthur Hull Hayes, Commissioner, FDA, Department of Health and Human Services and public witnesses.

## PUBLIC BROADCASTING—FINANCIAL CRISIS

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on the financial crisis confronting public broadcasting. Testimony was heard from Bernard Wunder, Deputy Assistant Secretary of Commerce and public witnesses.

## BUDGET RECOMMENDATIONS

*Committee on Foreign Affairs:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

## EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs met and discussed H.J. Res. 399, declaring the President's certification with respect to El Salvador to be null and void. Recessed subject to call.

## OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on the Occupational Safety and Health Administration. Testimony was heard from public witnesses.

## ROYALTY ACCOUNTING SYSTEM

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining held a hearing on H.R. 5121, to improve the collection of Federal royalties and lease payments derived from certain natural resources under the jurisdiction of the Secretary of the Interior. Testimony was heard from Perry Pendley, Deputy Assistant Secretary for Energy and Minerals and Acting Director of the Mineral Management Service, Department of the Interior and public witnesses.

## PATENT AND TRADEMARK OFFICE AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 5602, to authorize appropriations to the Patent and Trademark Office in the Department of Commerce. Testimony was heard from Gerald J. Mossinghoff, Commissioner of Patents and Trademarks, Department of Commerce.

## GRAIN ELEVATOR BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held a hearing on Grain Elevator Bankruptcy legislation (H.R. 2595, S. 1365 and related bills). Testimony was heard from public witnesses.

## DEPARTMENT OF TRANSPORTATION AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine concluded hearings on H.R. 5723, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983. Testimony was heard from public witnesses.

## BUDGET RECOMMENDATIONS

*Committee on Public Works and Transportation:* Approved budget recommendations for the March 15 report to the Committee on the Budget.

The Committee also approved two water resource survey resolutions.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Representative Mikulski and public witnesses.

Hearings continue March 16.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the fiscal year 1983 budget for the Department of Energy, with emphasis on conservation and renewables. Testimony was heard from public witnesses.

Hearings continue March 16.

## OVERSIGHT

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agricultural Research and Environment held an oversight hearing on DOE research and development budget. Testimony was heard from the following officials of the Department of Energy: Dr. Alvin W. Trivelpiece, Director, Office of Energy Research; William Vaughan, Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness and Charles W. Edington, Associate Director, Office of Health and Environmental Research.

## SOCIAL SECURITY DISABILITY PROGRAM

*Committee on Ways and Means:* Subcommittee on Social Security and the Subcommittee on Oversight held a joint hearing on possible irregularities in medical examinations purchased from "volume providers" for the social security disability program. Testimony was heard from public witnesses.

## NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued to meet in executive session to hold hearings on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from officials of the Department of Defense.

Hearings continue March 15.

# *Joint Meeting*

## EARTHQUAKE HAZARDS

*Joint Hearing:* Senate Committee on Commerce, Science, and Transportation's Subcommittee on Science, Technology and Space and House Committee on Science and Technology's Subcommittee on Science, Research and Technology concluded joint hearings on proposed legislation authorizing funds for the Earthquake Hazard Reduction Act (P.L. 95-124), after receiving testimony from Lee Thomas, Assistant Director for State and Local Program and Support, Federal Emergency Management Agency; Dallas Peck, Director, U.S. Geological Survey; Jack Sanderson, Assistant Director for Engineering, and Francis Johnson, Assistant Director for Astronomical, Atmospheric, Earth and Ocean Science, both of the National Science Foundation; John Lyons, Director, National Engineering Laboratory, National Bureau of Standards, Department of Commerce; Charles Thiel, Woodward-Clyde Consultants, San Francisco, California; Cal McElwain, San Bernardino, California; Delbert B. Ward, Structural Facilities, Inc., Salt Lake City, Utah; and Donald Pinkerton, National Conference of States on Building Codes and Standards, Inc., Herndon, Virginia.

Office of Technology Assessment

*The Board* met and approved the following project proposals:

(1) International Cooperation and Competition in Civil Space Activities; and

(2) Information Technology, Automation and the Workplace. The Board recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, March 15, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 4101–4210*

**Bills Introduced:** Five bills and five resolutions were introduced, as follows: S. 2200-2204, S.J. Res. 165, S. Con. Res. 69, and S. Res. 339-341.

Page 4129

**Measures Passed:**

*National Inventor's Day:* Senate passed with amendment S.J. Res. 140, designating February 11, 1983, as "National Inventor's Day."

Page 4103

*National Child Abuse Prevention Week:* Senate passed S.J. Res. 149, designating the week of June 6 through June 12, 1982, as "National Child Abuse Prevention Week."

Pages 4103-4104

*Women's Zionist Organization of America:* Senate agreed to S. Con. Res. 62, congratulating Hadassah, the Women's Zionist Organization of America, on its seventieth anniversary.

Page 4104

*Montana: The People Speak:* Senate passed S. 2166, providing for the distribution within the United States of the International Communication Agency slide show entitled "Montana: The People Speak."

Page 4104

**Intelligence Identities Protection Act:** Senate resumed consideration of S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, with an amendment proposed thereto, as follows:

Chafee Amendment No. 1256, to describe criminal liability for the disclosure of certain information identifying an individual as a covert agent.

Pages 4110-4111

**Executive Report:** Senate received an Executive Report to accompany the nomination of Max L. Friedersdorf to be a Consular Officer and Secretary in the Diplomatic Service of the United States (together with Minority views) (Exec. Rept. No. 97–52).

Page 4129

**Confirmations:** Senate confirmed the following nominations:

Charles E. Lord, of the District of Columbia, to be First Vice President of the Export-Import Bank of the United States.

J. Alan Johnson, to be U.S. Attorney for the Western District of Pennsylvania.

William L. Lutz, to be U.S. Attorney for the District of New Mexico.

David D. Queen, of Maryland, to be U.S. Attorney for the Middle District of Pennsylvania.

James W. Winchester, of Mississippi, to be Associate Administrator of the National Oceanic and Atmospheric Administration.

Peter H. Dailey, of California, to be Ambassador to Ireland.

Four Coast Guard nominations in the rank of Admiral.

Routine lists of Coast Guard and Foreign Service nominations.

Page 4151

**Nominations:** Senate received the following nominations:

Charles H. Turner, to be U.S. Attorney for the District of Oregon.

J. J. Simmons III, of Oklahoma, to be a Member of the Interstate Commerce Commission.

Senate also received the withdrawal of the nomination of J. J. Simmons III, of New Jersey, to be a

Member of the Interstate Commerce Commission, which was sent to the Senate on January 26, 1982. Page 4150

Messages From the President: Page 4128

Messages From the House: Page 4128

Communications: Pages 4128-4129

Statements on Introduced Bills: Pages 4129-4132

Notices of Hearings: Page 4135

Committee Authority To Meet: Page 4135

Additional Statements: Pages 4135-4149

Nominations: Page 4150

Confirmations: Page 4150

Recess: Senate convened at 12 noon and recessed at 3:53 p.m., until 10 a.m., on Tuesday, March 16, 1982.

## *Committee Meetings*

### POLISH LOAN DEFAULTS/CCC

*Committee on Agriculture, Nutrition, and Forestry:* On Friday, March 12, the committee concluded hearings to examine export lending activities of the Commodity Credit Corporation, focusing on overdue payments to the U.S. Government and private banks by Poland and other Soviet bloc nations, after receiving testimony from Senator Kasten; Fred C. Ikle, Under Secretary of Defense for Policy; Thomas Hammer, Deputy Under Secretary of Agriculture for International Affairs and Commodity Programs; Richard McNamar, Deputy Secretary of the Treasury; Robert Hormats, Assistant Secretary of State for Economics and Business Affairs; Zbzislaw Rurarz, former Polish Ambassador to Japan; Carl Schwensen, National Association of Wheat Growers, Washington, D.C.; and Konstanty Hanf, Free Poland, New York City.

### APPROPRIATIONS—FDA/FARM CREDIT

*Committee on Appropriations:* On Friday, March 12, the Subcommittee on Agriculture, Rural Development and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Arthur H. Hayes, Jr., Commissioner, Food and Drug Administration; and Donald Wilkinson, Governor, Farm Credit Administration.

Subcommittee will meet again on Wednesday, March 17.

### APPROPRIATIONS—CORPS OF ENGINEERS

*Committee on Appropriations:* On Friday, March 12, the Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the U.S. Army Corps of Engineers from William Gianelli, Assistant Secretary of the Army for Civil Works; and Lt. General Joseph Bratton, Chief of Engineers, U.S. Army Corps of Engineers.

Subcommittee will meet again on Tuesday, March 16.

### APPROPRIATIONS—HEALTH RESOURCES ADMINISTRATION/LABOR DEPARTMENT

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed supplemental funds for fiscal year ending September 30, 1982, for the Department of Labor, receiving testimony from Alfred M. Zuck, Assistant Secretary of Labor for Administration and Management.

On Friday, March 12, the subcommittee held hearings on proposed budget estimates for fiscal year 1983 for the Department of Health and Human Services, receiving testimony in behalf of funds for the Health Resources Administration from its Acting Administrator, Robert Graham.

Subcommittee will meet again tomorrow, March 16.

### APPROPRIATIONS—TRADE/LEGAL SERVICES/CIVIL RIGHTS

*Committee on Appropriations:* On Friday, March 12, the Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from William E. Brock, U.S. Trade Representative; Dan J. Bradley, President, Legal Services Corporation; and Arthur S. Flemming, Chairman, Civil Rights Commission.

Subcommittee will meet again on Tuesday, March 16.

### APPROPRIATIONS—TRANSPORTATION/RELATED AGENCIES

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Transportation and certain related agencies, receiving testimony in behalf of funds for their respective activities from James Burnett, Jr., Acting Chairman, National Transportation Safety Board.

On Friday, March 12, the subcommittee held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Joseph P. Welsch, Inspector General, Department of Transportation; David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation; and William B. Reynolds, Acting Chairperson, and Carol Grant, William Passmore, Hale Zukes, and David Myers, all Board Members, all of the Architectural and Transportation Barriers Compliance Board.

Subcommittee will meet again on Wednesday, March 24.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on the U.S. chemical deterrent, receiving testimony from Gus Gaspari, Analyst, Defense Intelligence Agency; Wayne Boring, Aeronautical Engineer, Joe Kocolas, Chemical Warfare Office, both of the Central Intelligence Agency; Richard Perle, Assistant Secretary of Defense for International Security Policy; Richard L. Wagner, Assistant Secretary of Defense for Atomic Energy; Maj. General Niles J. Fulwyler, Director, Nuclear and Chemical Office of Deputy Chief of Army Staff for Operations and Plans; Rear Admiral William R. Smedberg, Director, Office of Naval Warfare; and Lt. General Kelly Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition.

On Friday, March 12, the subcommittee held open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Strategic Command, Control and Communications, receiving testimony from Donald C. Latham, Deputy Under Secretary of Defense for Communications, Command, Control and Intelligence; General Bennie Davis, USAF, Director, Joint Strategic Connectivity Staff and Commander-in-Chief, Strategic Air Command; General James V. Hartinger, Commander-in-Chief North American Aerospace Defense Command and Aerospace Defense Command; Lt. General Hillman Dickinson, USA, Director, Command, Control and Communications Systems, Office of Joint Chiefs of Staff; and Vice Admiral Gordon R. Nagler, Director, Command and Control, Office of the Chief of Naval Operations.

Subcommittee will meet again on Tuesday, March 16.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Army facility and depot maintenance programs, receiving testimony from Maj. General James S. Welch, Director, Materiel Management, Army Materiel Development and Readiness Command (DARCOM); and Brig. General Jerome B. Hilmes, Deputy Director of Military Programs Office, Chief of Engineers.

On Friday, March 12, the subcommittee held hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Army, Navy/Marine Corps and Air Force Guard and Reserve Operation and Maintenance, receiving testimony from Maj. General William R. Berkman, Commander, U.S. Army Reserve; Maj. General Emmett H. Walker, Jr., Director, U.S. Army National Guard; Rear Admiral Frederick F. Palmer, Chief of Naval Reserve; Maj. General George B. Crist, Deputy Chief of Marine Corps Staff for Reserve Affairs; Maj. General Richard Bodycombe, Chief of Air Force Reserve; Maj. General John B. Conaway, Director, Air National Guard; and Maj. General Francis Greenleaf, on behalf of the National Guard Association, and Maj. General J. Milnor Roberts, on behalf of the Reserve Officers Association, both of Washington, D.C.

Subcommittee will meet again on Tuesday, March 16.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Anti-Air and Surface Warfare, Surface Combatants, Missiles, Mine Warfare, and other weapons, receiving testimony from Vice Admiral Robert L. Walters, Deputy Chief of Naval Operations for Surface Warfare, who was accompanied by several of his associates.

On Friday, March 12, the subcommittee held open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on CINC, Southwest Asia/Rapid Deployment Joint Task Force, receiving testimony from Francis J. West, Jr., Assistant Secretary of Defense for International Security Affairs; Lt. General Robert C. Kingston, USMC, Commander, Rapid Deployment Joint Task Force; and Vice Admiral Thomas J. Bigley, USN, Director, J–5 (Plans and Policy), Organization of the Joint Chiefs of Staff.

Subcommittee will meet again on Tuesday, March 16.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee resumed hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new Budget authority, receiving a report of the Joint Economic Committee from Representatives Reuss and Rousselot.

On Friday, March 12, the committee held hearings in preparation for reporting the aforementioned resolution, receiving testimony on the Administration's proposal for New Federalism and its effects on State and local problems from Vermont Governor Richard A. Snelling, Montpelier; Utah

Governor Scott M. Matheson, Salt Lake City; Florida State Representative S. Curtis Kiser, Tallahassee; Mayor Josepth P. Riley, Jr., Charleston, South Carolina; Mayor Thomas Moody, Columbus, Ohio; and County Executive Alfred Delbello, Westchester County, New York.

Hearings continue on Tuesday, March 16.

## PRODUCT LIABILITY REFORM

*Committee on Commerce, Science, and Transportation:* On Friday, March 12, the Subcommittee on the Consumer concluded hearings on proposed legislation unifying and clarifying the product liability tort law, after receiving testimony from Malcolm Baldrige, Secretary of Commerce; C. Thomas Bendorf, Association of Trial Lawyers of America, David P. Sloane, National Association of Wholesaler-Distributors, and David I. Greenberg, Consumer Federation of America, all of Washington, D.C.; James B. Sales, Fullbright & Jaworski, Houston, Texas; James H. Mack, National Machine Tool Builders Association, McLean, Virginia; Emmitt W. McCarthy, Dreis & Krump Manufacturing Company, John F. McKeon, FMC Corporation, on behalf of the Business Roundtable, and George W. Keeley, Halfpenny, Hahn & Roche, all of Chicago, Illinois; Peter Voss, Jr., Voss Equipment Inc., Harvey, Illinois; Herbert W. Goetz, Product Safety, Cincinnati Inc., Cincinnati, Ohio; and Ernest Y. Sevier, American Bar Association, San Francisco, California.

## AUTHORIZATIONS—RAILROAD FINANCIAL ASSISTANCE

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation concluded hearings on proposed legislation authorizing funds for the Railroad Financial Assistance Program, Department of Transportation, after receiving testimony from Senator Dixon; Representative Robert A. Young; Robert Blanchette, Administrator, Federal Railroad Administration; John Kramer, Illinois Secretary of Transportation, Springfield; Colonel Leonard Griggs, St. Louis Director of Transportation, St. Louis, Missouri; Richard C. Grayson, Burlington Northern Railroad Co., St. Paul, Minnesota; Alan G. Dustin, Boston and Maine Railroad Co., Boston, Massachusetts; Richard B. Ogilvie, on behalf of the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Chicago, Illinois; and Jacob P. Billig, Billig, Sher & Jones, Washington, D.C., on behalf of the State of South Dakota.

## DOE—RESEARCH AND DEVELOPMENT

*Committee on Energy and Natural Resources:* Subcommittee on Energy Research and Development began oversight hearings on the Department of Energy research and development programs, receiving testimony on conservation and renewable energy programs from Joseph J. Tribble, Assistant Secretary of Energy for Conservation and Renewable Energy.

Subcommittee will meet again on Wednesday, March 17.

## MOUNT ST. HELENS

*Committee on Energy and Natural Resources:* On Friday, March 12, the Subcommittee on Public Lands and Reserved Water held hearings on S. 2133, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington, receiving testimony from Representative Morrison; Douglas Leisz, Associate Chief, U.S. Forest Service, Department of Agriculture; Dallas L. Peck, Director, U.S. Geological Survey, Department of the Interior; Brian Boyle, Washington Commissioner of Public Lands, Olympia; Ted Natt, Longview Daily News, Susan Saul and Lu Moore, both representing the Mount St. Helens Protective Association, and Tom Manning, Longview Chamber of Commerce, all of Longview, Washington; Estella B. Leopold, Steve Malone, Craig Weaver, and Virginia Adams, all of the University of Washington, Nick Kirkmire, Burlington Northern Railway, Charles Raines, on behalf of the Sierra Club, Ken Gersten, Washington Wilderness Coalition, and William Halliday, National Speleological Society/Mount St. Helens Conservation Association/Western Speleological Survey, all of Seattle, Washington; John Wilkinson, Weyerhauser Company, Tacoma, Washington, and Stephen Harris, Sacramento, California.

Hearings were recessed subject to call.

## NOMINATION

*Committee on Environment and Public Works:* Committee concluded hearings on the nomination of Frederic A. Eidsness, Jr., of Colorado, to be Assistant Administrator for Water, Environmental Protection Agency, after the nominee testified and answered questions in his own behalf.

## BUDGET

*Committee on Finance:* On Friday, March 12, the committee continued to discuss the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, receiving testimony from Daniel T. Cloud, and Fred C. Rainey, both of the American Medical Association, Bruce J. Cardwell, Blue Cross and Blue Shield Associations, and J. Alexander McMahon, American Hospital Association, all of Chicago, Illinois; and Burton E. Burton, Aetna Life and Casualty Company, on behalf of the Health Insurance Association of America, James Mongan, Truman Medical Center, Kansas City, Missouri, and Larry Gage, both on behalf of the National Association of Public Hospitals, William Hermelin, American Health Care Association, and Jerry D. Klepner, National Treasury Employees Union, all of Washington, D.C.

Committee will meet again on Tuesday, March 16.

## END STAGE RENAL DISEASE PROGRAM

*Committee on Finance:* Subcommittee on Health concluded hearings on the effectiveness of the End Stage Renal Disease (ESRD) program, focusing on the equity and effectiveness of the prospective reimbursement rate structure, after receiving testimony from Michael Zimmerman, Associate Director, Human Resources Division, General Accounting Office; Richard Kusserow, Inspector General, and Carolyne K. Davis, Administrator, Health Care Financing Administration, both of the Department of Health and Human Services; Richard Freeman, National Kidney Foundation, and John Newmann and Margaret Diener, both of the National Association of Patients on Hemodialysis and Transplantation, Inc., and Norman Deane, Manhattan Kidney Center, all of New York City; Nancy Sharp, Julianne Mattimore, and Kathleen Smith, all representing the American Association of Nephrology Nurses and Technicians, Pitman, New Jersey; Richard Freeman, John Sadler, and Robert Pristave, all of the Renal Physicians Association, and Dwight Geduldig, on behalf of the American Hospital Association, all of Chicago, Illinois; Christopher R. Blagg, Northwest Kidney Center, Seattle, Washington; Edmund Lowrie, National Medical Care, Inc., Boston, Massachusetts; Robert L. Green, Community Psychiatric Centers, San Francisco, California; and Juliana Weitig and Jennette LaChat, both of the Shady Grove Dialysis Center, Gaithersburg, Maryland; G. Marshall Abbey and James Winchester, both on behalf of Baxter Travenol Laboratories, Inc., Deerfield, Illinois; Walter Gardiner, Meharry Medical Center, Nashville, Tennessee; and Herscel Harter, American Kidney Center, St. Louis, Missouri.

## THAILAND—U.S. DEFENSE PROGRAMS

*Committee on Foreign Relations:* On Friday, March 12, the Subcommittee on East Asian and Pacific Affairs concluded a closed briefing to discuss a General Accounting Office report: "U.S. Defense Programs in Thailand." Testimony was received from Stewart Thomlinson, Group Director, and Alan Bennett, Evaluator, both of the International, Division, and Jennie S. Stathis, Legislative Advisor/Attorney, Office of Congressional Relations, all of the General Accounting Office.

## NOMINATION

*Committee on Governmental Affairs:* On Friday, March 12, the committee began hearings on the nomination of Frederic V. Malek, of Virginia, to be a Governor of the U.S. Postal Service, where the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf. Testimony was also received from James Hamilton, Ginsburg, Feldman, Weil and Bress, Washington, D.C.

Hearings were recessed subject to call.

## CUBA—TERRORIST ACTIVITIES

*Committee on the Judiciary:* On Friday, March 12, Subcommittee on Security and Terrorism resumed hearings to examine Cuban subversive and terrorist activities, focusing on the Cuban threat worldwide, with special focus on Latin America and the United States, receiving testimony from Thomas O. Enders, Assistant Secretary of State for Latin American Affairs; and Daniel James, Washington, D.C.

Hearings continue on Monday, March 22.

## RADIATION EXPOSURE COMPENSATION

*Committee on Labor and Human Resources:* On Friday, March 12, the Committee held joint hearings with the Committee on the Judiciary's Subcommittee on Agency Administration on S. 1483, making the U.S. Government liable for damages to residents and participants arising from the fallout from certain atmospheric tests, establishing an advisory panel to study the adverse health effects, and transferring from the Department of Energy all functions relating to research on the health effects of radiation to the Department of Health and Human Services, receiving testimony from Troy Wade, Deputy Assistant Secretary of Energy for defense Programs, Martha S. Crossland, Deputy Assistant General Counsel, Bruce W. Church, Director of Health Physics (Nevada Operations Office, and Lynn R. Anspaugh, Environmental Scientist, Section for Analysis and Assessment, Environmental Sciences Division, Lawrence Livermore National Laboratory, all of the Department of Energy; Lt. General Harry Giffith, Director, David Auton, Resident Analyst for Operations, and Robert Brittigan, General Counsel, all of the Defense Nuclear Agency, Department of Defense; Edward Brandt, Assistant Secretary of Health and Human Services; Charles Beebe, Member, Interagency Radiation Research Committee; John Thompson and Ralph Ibson, both Deputy Assistant General Counsels, and James J. Smith, Director, Nuclear Medicine, all of the Veterans' Administration; and Warren Sinclair, Victor Bond, and Seymour Jablon, all on behalf of the National Council on Radiation Protection and Measurement, Bethesda, Maryland.

Hearings continue on Thursday, April 8.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters, but made no announcements, and recessed subject to call.

### AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* On Friday, March 12, the Subcommittee on the Budget held closed hearings on proposed legislation authorizing funds for fiscal year 1983 for intelligence activities of the United States, receiving testimony from officials of the intelligence community.

Closed hearings continue on Wednesday, March 17.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 8 public bills, H.R. 5828–5835; and 6 resolutions, H.J. Res. 437 and 438, H. Con. Res. 288 and 289, and H. Res. 390 and 391 were introduced.

Pages 4170–4171

**Bills Reported:** Reports were filed as follows:

H.R. 5014, to extend the life of the Gateway National Recreation Area Advisory Commission, which is presently due to expire October 27, 1982 (H. Rept. 97–457);

H.R. 5539, to amend and supplement the Federal reclamation laws, amended (H. Rept. 97–458); and

S. 146, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina (H. Rept. 97–459).

Page 4170

**Presidential Message—Nuclear Non-Proliferation:** Received and read a message from the President wherein he transmits the fourth annual Report on Nuclear Non-Proliferation covering the calendar year of 1981—referred to the Committee on Foreign Affairs.

Page 4154

## *Committee Meetings*

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Federal Grain Inspection Service. Testimony was heard from the following officials of USDA: C. W. McMillan, Assistant Secretary for Marketing and Inspection Services and Kenneth A. Gilles, Administrator, Federal Grain Inspection Service.

On March 12, the Subcommittee held a hearing on the Office of the General Counsel. Testimony was heard from A. James Barnes, General Counsel.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Office of Justice Assistance, Research and Statistics and on Immigration and Naturalization Service. Testimony was heard from the following officials of the Department of Justice: Robert T. Diegelman, Acting Director, Office of Justice Assistance, Research and Statistics and Alan C. Nelson, Commissioner, Immigration and Naturalization Service.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on DOE-Fusion and Basic Energy Sciences. Testimony was heard from Alvin W. Trivelpiece, Director of Energy Research, Department of Energy.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on fiscal year 1982 rescission proposal. Testimony was heard from Samuel R. Pierce, Jr., Secretary of Housing and Urban Development.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Student Financial Assistance and Student Loan Insurance. Testimony was heard from Edward Elmendorf, Deputy Assistant Secretary for Student Financial Assistance, Department of Education.

On March 12, the Subcommittee held a hearing on Higher and Continuing Education, Higher Education Facilities Loan and Insurance and College Housing Loans. Testimony was heard from departmental witnesses.

### CIVIL DEFENSE AUTHORIZATION

*Committee on Armed Services:* On March 12, the Subcommittee on Military Installations and Facilities held a hearing on H.R. 5639, to authorize appropriations for civil defense program for fiscal year 1983 and 1984. Testimony was heard from Representative Skelton; Louis O. Giuffrida, Director, Federal Emergency Management Agency and Richard N. Perle, Assistant Secretary of Defense for International Security Policy.

Hearings continue March 18.

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983, with emphasis on human capital investment and the role of the Federal Government in training and employment. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### CREDIT BUDGET

*Committee on the Budget:* On March 12, the Task Force on Enforcement, Credit and Multi-Year Budgeting held a hearing on fiscal year 1983 Credit Budget. Testimony was heard from Murray Weidenbaum, Chairman, Council of Economic Advisors; Alice M. Rivlin, Director, CBO and a representative of GAO.

### CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

### NIH REAUTHORIZATION

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on reauthorization of the National Institutes of Health. Testimony was heard from Dr. David Banta, Assistant Director of Health and Life Sciences Division, Office of Technology Assessment and public witnesses.

### SMOKING PREVENTION EDUCATION ACT

*Committee on Energy and Commerce:* On March 12, the Subcommittee on Health and the Environment concluded hearings on H.R. 5653, Comprehensive Smoking Prevention Education Act of 1982 and similar bills. Testimony was heard from public witnesses.

### MILITARY AID FOR EGYPT

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on fiscal year 1983 military aid program for Egypt. Testimony was heard from Lt. Gen. James B. Ahmann, Director, Defense Security Assistance Agency, Department of Defense.

### NUCLEAR SAFETY

*Committee on Government Operations:* On March 12, the Subcommittee on Environment, Energy, and Natural Resources and the Subcommittee on Oversight and Investigations of the Committee on Interior and Insular Affairs held a hearing on nuclear safety, three years after Three Mile Island. Testimony was heard from Peter Bradford, Commissioner, Nuclear Regulatory Commission.

### NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued to meet in executive session to hold hearings on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from officials of the Department of the Air Force.

Hearings continue March 22.

## *Joint Meeting*

### JOB TRAINING

*Joint Hearings:* Senate Committee on Labor and Human Resources' Subcommittee on Employment and Productivity and House Committee on Education and Labor's Subcommittee on Employment Opportunities began joint hearings on S. 2036, S. 2184, H.R. 5320, and H.R. 5461, bills providing for State and local employment and training assistance, and other related measures, receiving testimony from Raymond J. Donovan, Secretary of Labor; Kenneth M. Smith, Chairman, National Commission for Employment Policy; James Gashel, National Federation of the Blind, Inc., Joe De La Cruz, National Congress of American Indians, on behalf of the Indian and Native American CETA Coalition, and Paul Egan, American Legion, all of Washington, D.C.; Daniel J. Stewart, Michiana Industries, Michigan City, Indiana, on behalf of the National Association of Rehabilitation Facilities; Mary Wahley, Association for Retarded Citizens, Indianapolis, Indiana, on behalf of the Consortium Concerned with the Developmentally Disabled; George L. Ortiz, Santa Clara, California, representing LaCooperative Compensina de California/Association of Farmworker Opportunity Programs/and National Association of Farmworker Organizations; Alfred P. Miller, Federation Employment and Guidance Service, New York City, on behalf of the Council of Jewish Federations, Inc.; Barclay Garner, Utah Department of Employment Security, and Garth L. Mangum, University of Utah, both of Salt Lake City; Robert O. Snelling, Sr., Snelling and Snelling, Inc., Sarasota, Florida; Richard W. Weber, Basin Electric Power Cooperative, Bismarck, North Dakota, on behalf of the Employers' National Job Service Committee; William S. Edgerly, Boston Private Industry Council, and David Mundel, Neighborhood Development and Employment Agency, both of Boston, Massachusetts; and Ray L. Shackelford, Ball State University, Muncie, Indiana.

Hearings continue tomorrow.

# *Tuesday, March 16, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 4274–4386*

**Bills Introduced:** Seventeen bills and four resolutions were introduced, as follows: S. 2205–2221, S.J. Res. 166, S. Con. Res. 70–71, and S. Res. 342.

Page 4308

**Bills Reported:** Reports were made as follows:

S. Res. 342, authorizing the printing of the committee print entitled "Background Information on the Committee on Foreign Relations, U.S. Senate." Referred to the Committee on Rules and Administration.

S. 1422, authorizing the Administrator of General Services to donate surplus Federal property to any State for the construction and modernization of criminal justice facilities, with an amendment in the nature of a substitute (S. Rept. No. 97–322).

Page 4308–4309

**Intelligence Identities Protection Act:** Senate continued consideration of S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, with an amendment proposed thereto, as follows:

Chafee Amendment No. 1256, to describe criminal liability for the disclosure of certain information identifying an individual as a covert agent.

Pages 4279–4280

**Appointments:** The Chair, on behalf of the Vice President, appointed Senators Stevens, Johnston, Goldwater, and Hart to the Board of Visitors to the U.S. Air Force Academy.

The Chair, on behalf of the Vice President, appointed Senators McClure, Jepsen, Hollings, and Sarbanes to the Board of Visitors to the U.S. Naval Academy.

The Chair, on behalf of the Vice President, appointed Senator Moynihan to the Board of Visitors to the U.S. Merchant Marine Academy, and announced on behalf of the Chairman of the Committee on Commerce, Science, and Transportation the appointment of Senators Gorton and Inouye as members of the same Board of Visitors.

The Chair, on behalf of the Vice President, appointed Senator Dodd to the Board of Visitors to the U.S. Coast Guard Academy, and the Chair announced on behalf of the Chairman of the Committee on Commerce, Science, and Transportation the appointment of Senators Stevens and Hollings as members of the same Board of Visitors.

Pages 4280–4281

**Treaty Ratified:** On a division, two-thirds of those Senators present and voting having voted in the affirmative, Senate agreed to the resolution of ratification of the following treaty:

Treaty Doc. No. 97–22, Protocol to the North Atlantic Treaty on the Accession of Spain.

Pages 4299–4301

**Confirmations:** Senate confirmed the following nominations:

Max L. Friedersdorf, of Florida, to be a Consular Officer and Secretary in the Diplomatic Service of the United States.

Frederic N. Andre, of Indiana, to be a Member of the Interstate Commerce Commission.

Christian Hansen, Jr., to be U.S. Marshal for the District of Vermont.

Page 4379

**Messages From the House:** Page 4307

**Measures Referred:** Page 4307

**Communications:** Page 4307

**Statements on Introduced Bills:** Pages 4309–4362

**Amendments Submitted for Printing:** Page 4359

**Notices of Hearings:** Page 4362

**Committee Authority To Meet:** Page 4362

**Additional Statements:** Page 4363–4378

**Confirmations:** Page 4379

**Recess:** Senate convened at 10 a.m., and recessed at 6:52 p.m., until 9 a.m., on Wednesday, March 17, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 4379.)

### *Committee Meetings*

#### APPROPRIATIONS—CPSC/REVENUE SHARING

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Nancy H. Stearts, Chairman, and Samuel Zagaria, Stuart Statler and David Pittle, all Commissioners, all of the Consumer Product Safety Commission; Michael F. Hill, Director, Office of Revenue Sharing, Department of the Treasury; and Lawrence Kieves, Director, Office of New York Finance, Department of the Treasury.

Subcommittee will meet again Tuesday, March 23.

#### APPROPRIATIONS—DEPARTMENT OF COMMERCE

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on proposed budget estimates for fiscal year 1983 for the Department of Commerce, receiving testimony from Malcolm Baldrige, Secretary, Carlos Campbell, Assistant Secretary for Economic Development, Arlene Triplett, Assistant Secretary for Administration, and Sherman Funk, Inspector General, all of the Department of Commerce.

Hearings continue on tomorrow.

## APPROPRIATIONS—INTERIOR

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983 for the Department of the Interior, receiving testimony from James G. Watt, Secretary of the Interior; Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; and R. N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior.

Subcommittee will meet again on Tuesday, March 23.

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1983 for the Department of Defense, receiving testimony from Richard D. Delauer, Under Secretary of Defense for Research and Engineering.

Hearings continue on Thursday, March 18.

## POLISH DEBT

*Committee on Appropriations:* Subcommittee on Foreign Operations resumed hearings to examine the current debt situation in Poland, receiving testimony from Thomas W. Gleason, and Tom Kahn, both of the AFL-CIO, R. T. Davies, former U.S. Ambassador to Poland, and Jan Vanous, Wharton Econometric Forecasting Associates, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

## APPROPRIATIONS—DEPARTMENT OF EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1983 for the Department of Education, receiving testimony in behalf of funds for their respective activities from Donald J. Senese, Assistant Secretary for Educational Research and Improvement, Robert M. Worthington, Assistant Secretary for Vocational and Adult Education, Monika Edwards Harrison, Assistant Secretary for Elementary and Secondary Education, and Jean Tufts, Assistant Secretary for Special Education and Rehabilitative Services, all of the Department of Education.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness continued hearings, in open and closed session, on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on conventional ammunition programs, receiving testimony in behalf of funds for the Army from Maj. General Lawrence F. Skibbie, Director, Combat Support Systems Office, Deputy Chief of Army Staff for Research, Development and Acquisition, and Brig. General Peter G. Burbules, Deputy Executive Director for Conventional Ammunition; receiving testimony in behalf of funds for the Marine Corps from Brig. General W. G. Carson, Jr., Director, Materiel Division Installation and Logistics Department; and receiving testimony in behalf of funds for the Air Force from Brig. General William P. Bowden, Deputy Director of Logistics, Plans and Programs.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee of Armed Services:* Subcommittee on Tactical Warfare resumed closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Air Force tactical programs, receiving testimony from Alton G. Keel, Jr., Assistant Secretary of the Air Force for Research, Development and Acquisition; Maj. General Robert D. Russ, USAF, Director of Operational Requirements, Deputy Chief of Staff for Research, Development and Acquisition; and Maj. General Perry M. Smith, USAF, Director of Plans, Deputy Chief of Staff for Operations, Plans and Readiness.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection continued open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on operation "OCEAN VENTURE", a brief on a multi-service, multi-nation battle force exercise, receiving testimony from Admiral Harry Train, Commander in Chief, Atlantic Fleet, and Vice Admiral James A. Lyons, Commander in Chief, Second Fleet.

Subcommittee will meet again on Thursday, March 18.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on space systems, receiving testimony from Robert Cooper, Assistant Secretary of Defense (Research and Engineering/Defense Advanced Research Projects Agency, Designate), and Maj. General Donald Lamberson, Director, Directed Energy Program Coordinator, Office of Under Secretary of Defense for Research and Engineering, both of the Department of Defense; Charles Cook, Deputy Assistant Secretary of the Air Force for Space Plans and Policy, and Brig. General Bernard P. Randolph, Director, Space Systems and Command, Control, Communications, Deputy Chief of Air Force Staff for Research, Development and Acquisition; Don Day, Senior Associate Director, General Accounting Office; Lt. General Daniel Graham, USA (Retired), High Frontiers, Inc., Washington, D.C.; and John Rather, Pan-Scion Research, McLean, Virginia.

Subcommittee will meet again tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, focusing on entitlement programs and controllability of the budget, receiving testimony from Richard S. Schweiker, Secretary of Health and Human Services; Jack Meyer, American Enterprise Institute, Barry Bosworth, the Brookings Institution, and Hastings Keith, National Commission on Public Employees Retirement Systems, all of Washington, D.C.; and Rita Campbell, Hoover Institute, Stanford University, Stanford, California.

Hearings continue tomorrow.

## AUTHORIZATIONS—NASA

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space resumed hearings on proposed legislation authorizing funds for the National Aeronautics and Space Administration, receiving testimony from Jack L. Kerrebrock, Assistant Administrator for Aeronautics and Space Technology, Robert E. Smylie, Associate Administrator for Space Tracking and Data Systems, and Billie McGarvey, Director of Facilities, all of the National Aeronautics and Space Administration.

Hearings continue on Thursday, March 18.

## STRATEGIC PETROLEUM RESERVE

*Committee on Energy and Natural Resources:* Subcommittee on Energy and Mineral Resources held oversight hearings to review the capacity, distribution and status of the strategic petroleum reserve, receiving testimony from William Vaughan, Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness, and Richard Furiga, Deputy Assistant Secretary for Strategic Petroleum Reserve, both of the Department of Energy; Dexter Peach, Director, Energy and Minerals Division, General Accounting Office; Charles Ebinger, Georgetown Center for Strategic Studies, and David Montgomery, Resources for the Future, both of Washington, D.C.; and Randall G. Holcombe, Auburn University, Auburn, Alabama.

Hearings continue on Thursday, March 25.

## CLEAN AIR

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, March 18.

## BUDGET

*Committee on Finance:* Committee resumed hearings on the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, receiving testimony form Malcolm Lovell, Under Secretary of Labor; James A. Spang, Polinsky Memorial Rehabilitation Center, Duluth, Minnesota, on behalf of the American Occupational Therapy Association; Francis J. Mallon, American Physical Therapy Association, Marian W. Edelman, Children's Defense Fund, and Marion P. Smith, Association for Retarded Citizens, all of Washington, D.C.; Jan Deering, Association of Junior Leagues, and Joyce Black, Child Welfare League of America, Inc., both of New York City; John P. Abbott, National Council of State Child Support Enforcement Administrators, Salt Lake City, Utah; Betty Hummel, Kansas State Department of Social and Rehabilitation Services, Topeka; and Barbara B. Blum, New York State Department of Social Services, Albany, on behalf of the National Council of State Public Welfare Administration.

Hearings continue tomorrow.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of James L. George, of Maryland, to be Assistant Director, Bureau of Multilateral Affairs, Robert T. Grey, Jr., of Virginia, to be Deputy Director, and Norman Terrel, of California, to be Assistant Director, Bureau of Nuclear Weapons Control, all of the U.S. Arms Control and Disarmament Agency, after the nominees testified and answered questions in their own behalf.

## EL SALVADOR

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in El Salvador, receiving testimony from officials of the Central Intelligence Agency, but made no announcements.

## U.S./SOVIET CIVIL DEFENSE

*Committee on Foreign Relations:* Subcommittee on Arms Control, Oceans, International Operations and Environment held open and closed hearings on U.S. and Soviet civil defense programs, receiving testimony from Richard N. Perle, Assistant Secretary of Defense for International Security Policy; Brig. General William J. Doyle, Jr., Deputy Director, National Strategic Target List Directorate, Joint Strategic Target Planning Staff; William Chipman, Director of Civil Defense Programs, Federal Emergency Management Agency; Eugene Wigner, Princeton University, Princeton, New Jersey; Spurgeon M. Keeny, Jr., former Deputy Director, Arms Control and Disarmament Agency; and Admiral Noel Gayler, USN (Ret.), former Commander-in-Chief, U.S. Forces Pacific, and Director, National Security Agency.

Hearings were recessed subject to call.

## NEW FEDERALISM

*Committee on Governmental Affairs:* Committee resumed hearings to review the President's proposals on New Federalism, receiving testimony from Charles A. Bowsher, Comptroller, General Accounting Office; Alice M. Rivlin, Director, Congressional Budget Office; Carl Stenberg, Acting Executive Director, David Walker, Assistant Director, and John Shannon, Assistant Director, all of the Advisory Commission on Intergovernmental Relations; and Claude E. Barfield, American Enterprise Institute for Public Policy Research, Washington, D.C.

Hearings continue on Thursday, March 18.

## EXCLUSIONARY RULE

*Committee on the Judiciary:* Subcommittee on Criminal Law resumed hearings on S. 101, S. 751, and relevant portions of S. 1995, bills to eliminate or establish an alternative to the exclusionary rule in Federal criminal proceedings, receiving testimony from Jim Smith, Florida Attorney General, Tallahassee, on behalf of the National Association of State Attorneys General; John Cleary, Federal Defenders of San Diego, Inc., San Diego, California, on behalf of the Federal & Public Defender Advisory Committee; Benjamin Lerner, Defenders Association of Philadelphia, Pennsylvania, on behalf of the National Legal Aid and Defenders Association; Gerard F. Treanor, Jr., National Association of Criminal Defense Lawyers, Houston, Texas; Norman Darwick, International Association of Chiefs of Police, Gaithersburg, Maryland; Sue Marie Johnson, Police Executive Research Forum, Washington, D.C.; and Wayne Schmidt, Americans for Effective Law Enforcement, San Francisco, California.

Hearings continue on Thursday, March 25.

## SMOKING EDUCATION

*Committee on Labor and Human Resources:* Committee concluded hearings on S. 1929, establishing an Interagency Committee on Smoking and Health to coordinate Federal and private activities to educate the public about the health hazards of smoking, after receiving testimony from Edward Brandt, Assistant Secretary, C. Everett Koop, Surgeon General, U.S. Public Health Service, JoAnn Luoto, Acting Director, Office of Smoking and Health, and William Pollin, Director, National Institute on Drug Abuse, Alcohol, Drug Abuse, and Mental Health Administration, all of the Department of Health and Human Services; John Holbrook, University of Utah College of Medicine, Salt Lake City; Charles A. LeMaistre, University of Texas Cancer Center/M. D. Anderson Hospital and Tumor Institute, Houston, Texas; and Paul Miniard, Ohio State University, Columbus, Hans J. Eysenck, University of London, England, Sheldon C. Sommers, Lennox Hill Hospital, New York City, George E. Schafer, and Edward A. Horrigan, all on behalf of the Tobacco Institute, Washington, D.C.

## INDIAN MINERAL RESOURCES

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 1894, permitting Indian tribes to enter certain agreements for the disposition of tribal mineral resources after receiving testimony from Kenneth L. Smith, Assistant Secretary for Indian Affairs, Roy H. Sampsel, Deputy Assistant Secretary for Indian Affairs, and Jim Stevens, Acting Director, Office of Trust Responsibilities, all of the Bureau of Indian Affairs, Department of the Interior; Carol E. Dinkins, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Ed Gabriel and John Butler, both of the Council of Energy Resource Tribes, and Chris Farrand, Peabody Coal Company, all of Washington, D.C., George Hiwalker and Joe Little Coyote, both of the Northern Cheyenne Tribal Council, and Bill Parker, Clayton Small, Joe Bear, and Charles Whitedirt, all of the Northern Cheyenne Tribe, Lame Deer, Montana; Dougald H. Thamer and Steven Quarles, both of Mission Resources, Oakland, California; Marvin Sonosky, Sonosky, Chambers & Sachse, Washington, D.C., on behalf of the Fort Peck Tribes; John Gidley, Fourstar Resources, Billings, Montana; Robert Billie, Navajo Tribal Council, Aneth, Utah; Newton Lamar, Wichita and Affiliated Tribes, Anadarko, Oklahoma; and Larry Kindness, Crow Agency, Montana.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 21 public bills, H.R. 5836–5856; 3 private bills, H.R. 5857–5859; and 12 resolutions, H.J. Res. 439 and 440, H. Con Res. 290–293, and H. Res. 392–397 were introduced.

Pages 4264–4265

**Late Reports:** Committee on Science and Technology and the Permanent Select Committee on Intelligence received permission to have until midnight tonight to file reports on H.R. 4326, Small Business Innovation Development Act.

Page 4208

**Private Calendar:** On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: S. 262.

Sent to the Senate without amendment: H.R. 3171, 3835, and 4490.

Sent to the Senate, amended: H.R. 4350.

Passed over without prejudice: H.R. 1547 and 1552.

Pages 4208–4209

**Consent Calendar:** On the call of the Consent Calendar, the House passed S. 634, amended, to authorize the exchange of certain lands in Idaho and Wyoming.

Pages 4209–4210

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Thursday, March 18:

*Hoboken pier properties:* H.R. 3620, amended, transferring certain Federal property to the city of Hoboken, New Jersey;

Pages 4213–4216

*Secret Service protection:* H.R. 4468, to amend chapter 84, section 1752 of title 18, United States Code, to authorize the Secretary of the Treasury to establish zones of protection for certain persons protected by the United States Secret Service;

Pages 4216–4218

*Military Personnel and Civilian Employees Claims Act:* H.R. 4688, amended, to amend the Military Personnel and Civilian Employees' Claims Act of 1964 to increase from $15,000 to $20,000 the maximum amount that the United States may pay in settlement of a claim under section 3 of that Act;

Pages 4218–4219

*Patent, trademark, and civil rights changes:* H.R. 3345, to make technical and conforming changes in the patent and trademark laws and in the Civil Rights of Institutionalized Persons Act;

Pages 4220–4221

*Cherokee Indian claims:* H.R. 2329, amended, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma; and

Pages 4220–4221

*Federally insured deposits:* H. Con. Res. 290, reaffirming that deposits, up to the statutorily prescribed amount, in federally insured depository institutions are backed by the full faith and credit of the United States.

Pages 4224–4225

**Miscellaneous Revenue Act:** House agreed, with an amendment, to the Senate amendment to H.R. 4717, to delay for one year the effective date of certain provisions recognizing gain on certain disposition of LIFO inventories, to make adjustments in the net operating loss carryback and carryforward rules for the Federal National Mortgage Association, and to require information returns with respect to safe harbor leases.

House then insisted on its amendment, and asked a conference. Appointed as conferees: Representatives Rostenkowski, Gibbons, Rangel, Stark, Ford of Tennessee, Conable, Duncan, and Frenzel.

Pages 4226–4231

**Adjournment:** Met at noon and adjourned at 3:45 p.m.

## *Committee Meetings*

### REDUCED ACREAGE PROGRAM

*Committee on Agriculture:* Held a hearing to review problems arising in administration of the reduced acreage program for the 1982 crops. Testimony was heard from departmental and public witnesses.

### RICE

*Committee on Agriculture:* Subcommittee on Cotton, Rice, and Sugar concluded hearings to review South Korea's commitment to buy U.S. rice under the 1980 U.S.-Japan Rice Agreement. Testimony was heard from Representative Fazio; departmental and public witnesses.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Packers and Stockyards Administration, and Agricultural Cooperative Service. Testimony was heard from the following officials of the USDA: C. W. McMillan, Assistant Secretary for Marketing and Inspection Services; B. H. Jones, Administrator, Packers and Stockyards Administration and Randall E. Torgerson, Administrator, Agricultural Cooperative Service.

## COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Department of State Budget Overview, and Salaries and Expenses, and on Representation Allowances, Emergencies in Diplomatic and Consular Services, Buying Power Maintenance, Payments to Foreign Service, Retirement and Disability Fund, Acquisition, Operations and Maintenance of Buildings Abroad. Testimony was heard from the following officials of the Department of State: Richard Kennedy, Under Secretary for Management; Thomas M. Tracy, Assistant Secretary for Administration and William L. Slayton, Assistant Secretary for Foreign Buildings.

## DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal years 1981 and 1982 Army reprogramings, and Air Force and NSA reprogramings. Testimony was heard from Gen. Marvin C. Patton, Director of the Budget, USAF; Gen. C. J. Lelaune, Director of the Budget, USA.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on DOE-Nuclear Fission and Waste Management. Testimony was heard from Shelby Brewer, Assistant Secretary for Nuclear Energy, Department of Energy.

## FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Inter-American Foundation and Disaster Assistance. Testimony was heard from Peter Bell, President, Inter-American Foundation and Martin D. Howell, Director, Office of Foreign Disaster Assistance, AID.

## HUD—INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Council on Environmental Quality and on EPA. Testimony was heard from Alan Hill, Chairman, Council on Environmental Quality and Ann McGill Gorsuch, Administrator, EPA.

## LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Educational Research and Statistics, Educational Research and Training Activities Overseas, Bilingual and Minority Language Education, Libraries and Learning Resources, Salaries and Expenses: Office of Civil Rights, Office of Inspector General, Departmental Management. Testimony was heard from departmental witnesses.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on GSA: National Archives and Records Service, Federal Property Resources Activities, National Stockpile Transaction Fund, and William Langer Jewel Bearing Plant. Testimony was heard from the following officials of GSA: Roy Markon, Commissioner, Federal Property Resources Services and Dr. Robert M. Warner, Archivist of the United States.

## REPROGRAMING; POSTURE AND REQUIREMENTS OF U.S. FORCES

*Committee on Armed Services:* Approved one reprograming.

Prior to this action, the Committee held a hearing on the pending reprograming. Testimony was heard from RAdm. Richard A. Miller, Director, Office of Budget and Reports, Office of the Comptroller, Department of the Navy.

The Committee also held a hearing on the posture and requirements of U.S. Forces in the Atlantic, Pacific, Korea and Japan. Testimony was heard from Adm. Harry D. Train, II, USN, Commander in Chief, Atlantic Command; Adm. Robert L. J. Long, USN, Commander in Chief, Pacific; Gen. John A. Wikham, Jr., USA, Commander, U.S. Forces in Korea and Lt. Gen. Charles L. Donnelly, Jr., USAF, Commander, U.S. Forces Japan.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from a public witness.

Hearings continue tomorrow.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the Administration's fiscal year 1983 budget proposals for child nutrition. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## OVERSIGHT-COAL MINE DISASTERS

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the coal mine disasters which occurred in December of 1981 and January of 1982. Testimony was heard from Willard Stanley, Commissioner of Mines and Minerals, State of Kentucky.

Hearings continue March 23.

## HUMAN ASBESTOS EXPOSURE

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on the EPA's failure to control human asbestos exposure. Testimony was heard from the following officials of EPA: Dr. John Todhunter, Associate Administrator, Office of Toxic Substances and William Sullivan, Director, Office of Enforcement and public witnesses.

## OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held an oversight hearing on the Department of Energy's budget request for conservation and renewable programs for fiscal year 1983. Testimony was heard from Joseph J. Tribble, Assistant Secretary for Conservation and Renewables, Department of Energy and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## MISCELLANEOUS MEASURES; REFUGEE AND IMMIGRATION POLICY; AFGHANISTAN

*Committee on Foreign Affairs:* Ordered reported the following measures: H.R. 4326, Small Business Innovation Development Act and H. Con. Res. 100, amended, expressing the sense of the Congress with respect to the situation of two Russian families who have sought refuge in the United States Embassy in Moscow because of the suppression of their Pentecostal faith by the Government of the Soviet Union.

The Committee also held a hearing on Foreign Policy and Domestic Implications of U.S. Refugee and Immigration Policy. Testimony was heard from the following officials of the Department of State: Eugene Douglas, Ambassador at Large and Coordinator for Refugee Affairs and Richard Vine, Director, Bureau for Refugee Programs; Alan Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; Joseph Wheeler, Deputy Administrator, AID; Philip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services and a public witness.

The Committee also held a hearing on Soviet occupation of Afghanistan. Testimony was heard from Walter J. Stoessel, Jr, Deputy Secretary of State.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Services met to consider pending business.

## LAND CONVEYANCE

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission. Testimony was heard from Representative Anthony; Gary E. Cargill, Associate Deputy Chief, U.S. Forest Service, USDA and James Parker, Associate Director, Bureau of Land Management, Department of the Interior.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued markup of the Criminal Code Revision Act of 1981 (H.R. 4711 and H.R. 1647).

## PANAMA CANAL ACT AMENDMENTS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Panama Canal/Outer Continental Shelf approved for full Committee action as amended H.R. 5601, to amend the Panama Canal Act of 1979.

## FEDERAL STATISTICS

*Committee on Post Office and Civil Service:* Subcommittee on Census and Population held a hearing on the impact of fiscal year 1983 budget cuts on Federal statistics. Testimony was heard from public witnesses.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Representative Livingston; David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation; Frank Kudrna, Chairman, Great Lakes Commission and public witnesses.

Hearings continue tomorrow.

### ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the fiscal year 1983 budget for the Department of Energy, with emphasis on conservation and renewables. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### DOE AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production continued hearings on DOE authorization, with emphasis on Nuclear Fission Programs. Testimony was heard from the following officials of the Department of Energy: Thomas A. Dillion, Principal Deputy to the Assistant Secretary for Nuclear Energy; Dr. Franklin E. Coffman, Deputy Assistant Secretary for Nuclear Waste Management and Fuel Cycle Programs and Gordon Chipman, Deputy Assistant Secretary for Reactor Programs.

Hearings continue tomorrow.

### NATIONAL CLIMATE PROGRAMS

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 5401, National Climate Program Act Amendments of 1982. Testimony was heard from Dr. Werner Baum, Chairman, National Climate Program Advisory Committee; Martin Belsky, Office ,of Policy and Planning, NOAA, Department of Commerce; J. Dawson Ahalt, Deputy Assistant Secretary for Economics, USDA and David McClintock, Food and Agricultural Advisor, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State.

### NASA AUTHORIAZATION

*Committee on Science and Technology:* Subcommittee on Space Science and Applications approved for full Committee action legislation to be introduced authorizing appropriation for NASA for fiscal year 1983.

### SMALL BUSINESS ACT AMENDMENTS

*Committee on Small Business:* Subcommittee on Energy, Environment, Safety, and Issues Affecting Small Business agreed to a motion to table H.R. 1362, amend the Small Business Act to provide special loan guarantees to small business concerns for the acquisition of motor fuel service stations, to require the divorcement of such stations from operation by certain producers and refiners of motor fuels, to control sales by producers and refiners of motor fuels.

### COMMITTEE BUSINESS

*Committee on Standards of Official Conduct:* Met in executive session to consider pending business.

### VA CEMETERY SYSTEM

*Committee on Veterans' Affairs:* Subcommittee on Housing and Memorial Affairs held a hearing on VA National Cemetery System. Testimony was heard from Paul T. Bannai, Chief, Memorial Affairs Director, VA and a representative of a veterans' organization.

### MISCELLANEOUS TAX MEASURES

*Committee on Ways and Means:* Subcommittee on Select Revenue held a hearing on miscellaneous tax bills. Testimony was heard from Senator Cannon; Representatives Santini, Shannon, Pickle and Gephardt; John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury and public witnesses.

### DISABILITY AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing on H.R. 5700, Disability Amendments of 1982, and related bills. Testimony was heard from John Svahn, Commissioner, SSA, Department of Health and Human Services, and public witnesses.

Hearings continue tomorrow.

---

## *Joint Meeting*

### JOB TRAINING

*Joint Hearing:* Senate Committee on Labor and Human Resources' Subcommittee on Employment and Productivity and House Committee on Education and Labor's Subcommittee on Employment Opportunities continued joint hearings on S. 2036, S. 2184, H.R. 5320, and H.R. 5461, bills providing for State and local employment and training assistance, and other related measures, receiving testimony from Representatives Coelho, Richmond, Robert A. Young, Dymally, George E. Brown, Jr., Chisholm, and Roukema; Delaware Governor Pierre S. duPont, Dover, on behalf of the National Governors' Association; Indiana Governor Robert D. Orr, Indianapolis; Puerto Rico Governor Carlos Romero-Barcelo, San Juan; Massachusetts Governor Edward J. King, Boston; Mayor Harvey I. Sloane, Louisville, Kentucky, on behalf of the U.S. Conference of Mayors; Mayor Donald Fraser, Minneapolis, Minnesota, on behalf of the National League of Cities; Mayor William D. Schaefer, Baltimore, Maryland; County Commissioner Paula MacIlwaine, Montgomery County, Ohio, on behalf of the National Association of Counties; Frank Mascara, Washington

County, Pennsylvania; Shoshana Cardin, Maryland State Employment and Training Council, Baltimore; Thomas A. Hanley, Rhode Island Department of Economic Development, Providence; Traer Sunley, California Director of Health and Welfare, Sacramento; Jay J. Pfeiffer, Florida Occupational Information Coordinating Committee, Tallahassee; and Carol J. Kososki, South Carolina Occupational Information Coordinating Committee, Columbia.

Hearings continue tomorrow.

◆ ◆ ◆

## *Wednesday, March 17, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 4422–4551*

**Bills Introduced:** Nine bills and six resolutions were introduced, as follows: S. 2222–2230, S.J. Res. 167–168, S. Con. Res. 72–73, and S. Res 343–344.

Pages 4517–4518

**Bills Reported:** Reports were made as follows:

S.J. Res. 143, designating the week of May 2 through May 8, 1982, as "National Physical Fitness and Sports for All Week."

Page 4516

**Intelligence Identities Protection Act:** Senate continued consideration of S. 391, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, and amendments proposed thereto, as follows:

By 55 yeas to 39 nays, Senate adopted Chafee Amendment No. 1256, describing criminal liability for the disclosure of certain information identifying an individual as a covert agent.

Page 4499

Pending is Bradley unprinted amendment No. 828 (printed Amendment No. 1339), in the nature of a substitute.

Page 4499

A unanimous consent agreement was reached for further consideration of the bill and amendments thereto, with final passage to occur on Thursday, March 18.

Page 4512

Pages 4490–4506

**Importation of Libyan Oil:** Senate began consideration of S. Res. 344, supporting the President's decision to prohibit imports of Libyan oil into the United States.

A unanimous consent agreement was reached providing for a rollcall vote to occur on the resolution on Thursday, March 18.

Page 4512

**Presidential Message:** Senate received a message from the President transmitting plan for economic cooperation for the Caribbean Basin, which was referred to the Committee on Finance. (PM–119)

Pages 4514–4516

**Nominations:** Senate received the following nominations:

Clarence Thomas, of Maryland, to be a Member of the Equal Employment Opportunity Commission.

Tony Guglielmo, of Connecticut, to be a Member of the Federal Council on the Aging.

Preston Martin, of California, to be a Member and Vice Chairman of the Board of Governors of the Federal Reserve System.

Charles A. Doolittle, Jr., of Kansas, and Van Norden Logan, of California, each to be a member of the Board of Directors of the National Institute of Building Sciences.

Charles Luna, of Texas, Robert D. Orr, of Indiana, and Ross E. Rowland, Jr., of New Jersey, each to be a Member of the Board of Directors of the National Railroad Passenger Corporation.

Routine lists of Army and Marine Corps nominations.

Page 4555

**Messages From the President:** Page 4514

**Messages From the House:** Page 4516

**Statements on Introduced Bills:** Pages 4517–4528

**Amendments Submitted for Printing:** Page 4531

**Notices of Hearings:** Pages 4531–4532

**Committee Authority To Meet:** Page 4531

**Additional Statements:** Pages 4532–4555

**Nominations:** Page 4555

**Record Vote:** One record vote was taken today. (Total—53)

Page 4499

**Recess:** Senate convened at 9 a.m., and recessed at 6:12 p.m., until 11 a.m., on Thursday, March 18, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 4555.)

## *Committee Meetings*

### SUPPLEMENTAL APPROPRIATIONS—FOREIGN ASSISTANCE

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed supplemental appropriations for fiscal year ending September 30, 1982, for foreign assistance programs, focusing on the Caribbean basin initiative, receiving testimony from Donald de Keiffer, General Counsel, Office of the U.S. Trade Representative; Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; and Otto J. Reich, Assistant Administrator for Latin America and the Caribbean, Agency for International Development.

Hearings were recessed subject to call.

## APPROPRIATIONS—AGRICULTURE PROGRAMS

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for programs of the Department of Agriculture, receiving testimony in behalf of funds for the Agricultural Stabilization and Conservation Service and Commodity Credit Corporation from Richard Lyng, Deputy Secretary of Agriculture; Seeley G. Lodwick, Under Secretary of Agriculture for International Affairs and Commodity Programs; and Everett G. Rank, Administrator, Agriculture Stabilization and Conservation Service, Department of Agriculture; in behalf of funds for the Soil Conservation Service from John Crowell, Assistant Secretary of Agriculture for Natural Resources and Environment; and Norman A. Berg, Chief, Soil Conservation Service, Department of Agriculture; and in behalf of funds for the Federal Crop Insurance Corporation from Seeley G. Lodwick, Under Secretary of Agriculture for International Affairs and Commodity Programs, and Melvin E. Sims, Chairman, Federal Crop Insurance Corporation, Department of Agriculture.

Hearings continue on tomorrow.

## APPROPRIATONS—BIA

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of the Interior, receiving testimony in behalf of funds for the Bureau of Indian Affairs from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs, who was accompanied by several of his associates.

Hearings continue tomorrow.

## APPROPRIATIONS—DEPARTMENT OF EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education continue hearings on proposed budget estimates for fiscal year 1983 for the Department of Education, receiving testimony in behalf of funds for student financial assistance, student loan insurance, higher and continuing education, higher education facilities loan and insurance, college housing loans, and education research and training activities overseas from Thomas Melady, Assistant Secretary of Education for Postsecondary Education, and Edward M. Elmendorf, Deputy Assistant Secretary of Education for Student Financial Assistance; and receiving testimony in behalf of funds for elementary and secondary education, education block grants, and bilingual education programs from Monika Edwards Harrison, Acting Assistant Secretary of Education for Elementary and Secondary Education; and Jesse Soriano, Director, Office of Bilingual Education and Minority Language Affairs, Department of Education.

Hearings continue tomorrow.

## APPROPRIATIONS—DEPARTMENT OF COMMERCE

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Commerce, receiving testimony in behalf of funds for their respective activities from John V. Byrne, Administrator, National Oceanic and Atmospheric Administration; Peter McCoy, Under Secretary of Commerce for Tourism, U.S. Travel and Tourism Administration; and Lawrence J. Brady, Assistant Secretary of Commerce for Trade Administration, International Trade Administration.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces continued open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of civil defense programs from Richard Perle, Assistant Secretary of Defense for International Security Policy; Craig Alderman, Director, Emergency Planning, Under Secretary of Defense for Policy; Brig. General William Doyle Jr., Deputy Director, National Strategic Target List; and General Louis O. Giuffrida, Director, Federal Emergency Management Agency; and in behalf of funds for the MX Warhead missile from James P. Wade, Principal Deputy Under Secretary of Defense for Research, Development and Engineering; Richard L. Wagner, Assistant Secretary of Defense for Atomic Energy; Brig. General William Doyle, Deputy Director, National Strategic Target List; Major Robert Raker, Analyst, Air Force Studies and Analysis; Brig. General James McCarthy, Special Assistant to MX; Roger Batzel, Director, Lawrence Livermore Laboratory, Livermore, California; Don Kerr, Director, Los Alamos National Laboratory, Los Alamos, New Mexico; Jeanne Giles, Virginia Civil Defense Preparedness Association, Ashland; and representatives of the Defense and Central Intelligence Agencies.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Army, Navy and Air Force procurement programs, receiving testimony from Maj. General Lawrence F. Skibbie, Director, Combat Support Systems, Office of Deputy Chief of Army Staff for Research, Development and Acquisition; and Captain James E. Hancock, Assistant Director of Fiscal Management Division, Office of Chief of Naval Operations.

Hearings continue tomorrow.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Tactical Warfare concluded closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Air Force tactical programs, after receiving testimony from Maj. General Robert D. Russ, Director of Operational Requirements/Deputy Chief of Air Force Staff for Research, Development and Acquisition; and Brig. General William P. Bowden, Deputy Director for Logistics, Plans and Programs/Deputy Chief of Air Force Staff for Logistics and Engineering.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, focusing on tax expenditures, receiving testimony from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; and Jerome Kurtz, former Commissioner of Internal Revenue, Charls E. Walker, American Council for Capital Formation, and Emil M. Sunley, Deloitte Haskins & Sells, all of Washington, D.C.

Hearings continue on tomorrow.

## NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of James E. Burnett, Jr., of Arkansas, to be Chairman of the National Transportation Safety Board, after the nominee testified and answered questions in his own behalf.

## AUTHORIZATIONS—BUREAU OF STANDARDS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for fiscal years 1983 and 1984 for the National Bureau of Standards, Department of Commerce, after receiving testimony from Ernest Ambler, Director, Raymond G. Kammer, Deputy Director, John D. Hoffman, Director, National Measurement Laboratory, and John W. Lyons, Director, Engineering Laboratory, all of the National Bureau of Standards, and Joseph F. Caponio, Acting Director, National Technical Information Service, all of the Department of Commerce; L. Vaughn Blankenship, Director, Division of Budget and Planning Analysis, National Science Foundation; G. King Walters, Rice University, Houston, Texas, and Chairman, National Bureau of Standards Statutory Visiting Committee; and Mildred S. Dresselhaus, Massachusetts Institute of Technology, Cambridge.

## DOE—RESEARCH AND DEVELOPMENT

*Committee on Energy and Natural Resources:* Subcommittee on Energy Research and Development resumed oversight hearings on the Department of Energy research and development programs, receiving testimony on fossil energy and nuclear energy, other than breeder reactor programs, from Jan W. Mares, Assistant Secretary of Energy for Fossil Energy; Shelby T. Brewer, Assistant Secretary of Energy for Nuclear Energy, Frank E. Coffman, Deputy Assistant Secretary of Energy for Nuclear Waste Management and Fuel Cycle Programs; Gordon L. Chipman, Deputy Assistant Secretary of Energy for Nuclear Reactor Programs; and William R. Voigt, Jr., Director, Office of Uranium Enrichment, Department of Energy.

Hearings continue on Friday, March 19.

## BUDGET

*Committee on Finance:* Committee continued hearings on the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, receiving testimony on the Administration's tax proposals from Senators Weicker, Stevens, D'Amato, and Tsongas; Alice M. Rivlin, Director, Congressional Budget Office; William J. Reynolds, Municipal Finance Officers' Association, John F. Shirey, National League of Cities, George C. Phillips, Jr., Council of State Hospital Authorities, Philip C. Johnston, The Small Business Coalition for Pollution Control, Ronald Bean, Council of Pollution Control Financing Agencies, and Ramsay D. Potts, National Committee on Small Issue Industrial Development Bonds, all of Washington, D.C.; Peter Shapiro, Essex County, New Jersey; Mayor Vincent Thomas, Norfolk, Virginia, on behalf of the U.S. Conference of Mayors; Mayor Henry Cisneros, San Antonio, Texas; Bruce Thompson, Health Care Fund, Lima, Ohio; Richard C. Hawk, Higher Education Assistance Foundation, Overland Park, Kansas; and Larry F. Clyde, Public Securities Association, New York City.

Hearings continue tomorrow.

## INTERNATIONAL TERRORISM

*Committee on Foreign Relations:* Committee met in closed session to discuss Iraq, Syria, and South Yemen and their relationship to international terrorism, receiving testimony from officials of the Central Intelligence Agency, but made no announcements.

## SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

*Committee on Foreign Relations:* Committee concluded hearings on S. 422, extending from fifty to eighty years the period for repayment of revenue bonds issued by the Saint Lawrence Seaway Development Corporation to the Secretary of the Treasury after receiving testimony from David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation; Patrick J. Sullivan, on behalf of the International Longshoremen's Association, and Richard E. Briggs, representing the Association of American Railroads, both of Washington, D.C.; Melvin H. Pelfrey, Great Lakes Task Force, and Gene Schneider, Toledo/Lucas County Port Authority, both of Toledo, Ohio; Frank Kudrna, Great Lakes Commission/Illinois Division of Water Resources, Davis Helberg, Seaway Port Authority of Duluth, Duluth, Minnesota; and David G. Abrahams, Indiana Port Commission, Portage.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

The nominations of John L. Coffey, of Wisconsin, to be U.S. Circuit Judge for the Seventh Circuit Court of Appeals, William W. Caldwell, to be U.S. District Judge for the Middle District of Pennsylvania, and Glenn E. Mencer and Carol Los Mansmann, each to be a U.S. District Judge for the Western District of Maryland; and

S.J. Res. 143, designating the week of May 2 through 8, 1982, as "National Physical Fitness and Sports for All Week".

Also, committee resumed markup of S. 1030, revising certain provisions of the Gun Control Act (P.L. 90–618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences of Federal felonies committed with firearms or destructive devices, and S. 995, providing for contribution of damages in antitrust price fixing suits, but did not complete action thereon, and will continue on Tuesday, March 23.

## ERISA—PENSION PLANS

*Committee on Labor and Human Resources:* Subcommittee on Labor concluded hearings on S. 1748, exempting certain employers from withdrawal and plan termination insurance provisions of title IV of the Employee Retirement Income Security Act (ERISA), after receiving testimony from John C. Culver, on behalf of the Central States Southeast and Southwest Areas Health and Welfare and Pension Funds, Theodore R. Groom, on behalf of the Western Conference of Teamsters Pension Trust Fund, Robert A. Georgine, Gerald M. Feder, and Jack Curran, all of the National Coordinating Committee for Multiemployer Plans, John C. Richards, representing the National Constructors Association, Robert L. Wilkinson, Associated Speciality Contractors, Inc., Malcolm L. Pritzker, Graphic Arts International Union Supplemental Retirement and Disability Fund, and James M. Hacking, representing the National Retired Teachers Association/American Association of Retired Persons, all of Washington, D.C.; Richard E. Hall, Underground Construction Co., Inc., San Leandro, California, on behalf of the Associated General Contractors of America, Richard E. Cohn, Cohn Brothers Furniture Company, John J. Mathews, OK Delivery System, Inc., and Lester V. Smith, Jr., and John L. Zenor, both of Bullard, Korshoj, Smith & Jernstedt, all of Portland, Oregon; John A. Godsey, Jr., Sierra Pacific Corporation, Arcata, California; Laurence A. Pierce, The First National Bank of Boston, Boston, Massachusetts, on behalf of the Transportation Association of America; and Larry Miller, Ruan Companies, Des Moines, Iowa, on behalf of the Truck Renting and Leasing Association.

## AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* Subcommittee on the Budget resumed closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the intelligence activities of the United States, receiving testimony from officials of the intelligence community.

Closed hearings continue tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 23 public bills, H.R. 5860–5882; 1 private bill, H.R. 5883; and 4 resolutions, H.J. Res. 441–443, and H. Res. 398 were introduced.

Pages 4581–4582

**Presidential Message—Caribbean Basin:** Received and read a message from the President wherein he transmits his plan to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region—referred to the Committees on Ways and Means and Foreign Affairs and ordered printed (H. Doc. 97–155).

Page 4582

**Adjournment:** Met at 3 p.m. and adjourned at 4:17 p.m.

# *Committee Meetings*

## POULTRY PRODUCTS INSPECTION ACT AMENDMENTS

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry approved for full Committee action H.R. 3863, to amend the Poultry Products Inspection Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from public witnesses.

## AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Farmers Home Administration. Testimony was heard from the following officials of USDA: Frank W. Naylor, Jr., Under Secretary, Small Communities and Rural Development and Charles W. Shuman, Administrator, Farmers Home Administration.

## COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Salaries and Expenses. Testimony was heard from Richard K. Fox, Deputy Inspector General, Department of State.

## DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1983 Defense Budget overview. Testimony was heard from Jack Borsting, Assistant Secretary of Defense (Comptroller); Maj. Gen. E. J. DeLaune, Director, USA Budget; RAdm. Richard A. Miller, Director, Budget and Reports, Department of the Navy and Maj. Gen. Marvin C. Patton, Director of Budget, USAF.

The Subcommittee also met in executive session to receive a DIA Threat Briefing. The Subcommittee was briefed by John T. Hughes, Deputy Director, Defense Intelligence Agency.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on DOE Environment and Departmental Administration. Testimony was heard from the following officials of the Department of Energy: William S. Heffelfinger, Assistant Secretary for Management and Administration and William A. Vaughan, Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness.

## HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Environmental Protection Agency. Testimony was heard from Anne McGill Gorsuch, Adminstrator, EPA.

## LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on American Printing House for the Blind, National Technical Institute for the Deaf, Gallaudet College, and Howard University. Testimony was heard from departmental witnesses.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Federal Highway Administration. Testimony was heard from departmental witnesses.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Office of the Secretary (International Affairs) and Federal Law Enforcement Training Center. Testimony was heard from Robert T. McNamar, Deputy Secretary of the Treasury.

## CIVILIAN PERSONNEL

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation and the Subcommittee on Readiness held a joint hearing on civilian personnel strengths in the Department of Defense and contracting out. Testimony was heard from James N. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; from the following officials of the Department of the Army: Brig. Gen. Jack Apperson, Commanding General, Depot Systems Command and Dr. Harry M. West, Deputy Director, Manpower Programs and Budget and Donald Sowle, Administrator, Office of Federal Procurement Policy, OMB.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on Army tracked combat vehicle programs. Testimony was heard from Maj. Gen. James P. Maloney, Director, Weapons Systems Office, Department of the Army and Maj. Gen. Duard D. Ball, Program Manager, M1 Abrams Tank System.

Hearings continue tomorrow.

## NAVY BUDGET

*Committee on Armed Services:* Subcommittee on Research and Development held a hearing on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Navy budget request. Testimony was heard from the following officials of the Department of the Navy: Melvyn R. Paisley, Assistant Secretary for Research, Engineering and Systems; VAdm. R. R. Monroe, Director, Research, Development, Test and Evaluation, Office of the Chief of Naval Operations; VAdm. W. L. McDonald, Deputy, Chief of Naval Operations (Air Warfare) and RAdm. D. M. Smith, Director, Attack Submarine Division, Office of the Chief of Naval Operations and from the following officials of the U.S. Marine Corps: Brig. Gen. J. W. Moore, Deputy Commandant, Research, Development and Systems and Lt. Gen. John H. Miller, Deputy Chief of Staff for Plans, Policy and Operations.

Hearings continue tomorrow.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the shipbuilding portion of the fiscal year 1983 Defense budget request, with emphasis on ships and weapon systems currently under development or being constructed. Testimony was heard from VAdm. Earl B. Fowler, Jr., Commander, Naval Sea Systems Command, Department of the Navy.

Hearings continue March 24.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from Vincent J. Thomas, Mayor, Norfolk, Virginia; Melvin R. Primas, Jr., Mayor, Camden, New Jersey; Anthony Gliedman, Commissioner, Department of Housing Preservation and Development, New York City and public witnesses.

Hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983, with emphasis on a number of macroeconomic policy issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the Administration's fiscal year 1983 budget proposals for child nutrition. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## UNITED STATES-JAPAN RELATIONS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs continued hearings on U.S.-Japan Relations. Testimony was heard from public witnesses.

Hearings continue March 24.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations continued hearings on implementation of congressionally-mandated human rights provisions. Testimony was heard from M. Peter McPherson, Administrator, AID and Melvyn Levitsky, Acting Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State.

## STATE AND ICA AUTHORIZATIONS

*Committee on Foreign Affairs:* Subcommittee on International Operations held a hearing on fiscal year 1983 authorization request for the Department of State and the International Communication Agency. Testimony was heard from Richard T. Kennedy, Under Secretary of State for Management and Charles Z. Wick, Director, International Communication Agency.

## IRS OPERATIONS

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the impact of fiscal year 1983 budget on IRS operations. Testimony was heard from William J. Anderson, Director, General Government Division, GAO and Roscoe L. Egger, Commissioner, IRS, Department of the Treasury.

## AIR TRAFFIC CONTROL SYSTEM

*Committee on Government Operations:* Subcommittee on Government Activities and Transportation held a hearing on the status of the air traffic control system. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation.

Hearings continue tomorrow.

## ATOMIC ENERGY ACT AMENDMENTS

*Committee on Interior and Insular Affairs:* Ordered reported as amended H.R. 3809, Atomic Energy Act Amendments of 1981.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on the Criminal Code Revision Act of 1981 (H.R. 4711 and H.R. 1647). Testimony was heard from public witnesses.

Hearings continue March 25.

## COAST GUARD AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held a hearing on H.R. 5617, Coast Guard Authorization Act for 1983 and 1984. Testimony was heard from John F. Lehman, Jr., Secretary of the Navy and public witnesses.

Hearings continue March 24.

## AIR TRAFFIC CONTROL SYSTEM

*Committee on Public Works and Transportation:* Subcommittee on Aviation held a hearing on the proposal of the FAA for modernization of the air traffic control system. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation and public witnesses.

Hearings continue March 23.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the Nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Representative Bevill; Charles Robb, Governor, State of Virginia and public witnesses.

Hearings continue tomorrow.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the fiscal year 1983 budget for the Department of Energy, with emphasis on conservation and renewables. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## DOE AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production continued hearings on DOE authorization, with emphasis on nuclear fission programs. Testimony was heard from Dr. Jack L. Kerrebrock, Associate Administrator for Aeronautics and Space Technology, NASA and public witnesses.

Hearings continue March 23.

## MISCELLANEOUS MEASURES

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology approved for full Committee action the following bills: H.R. 5726, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1983 and H.R. 3441, amended, Risk Analysis Research and Demonstration Act of 1981.

## VETERANS' AFFAIRS

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care held a hearing on extension of exchange of medical information program, contract medical care in Puerto Rico and the Virgin Islands and VA grants to affiliated medical schools, and on an amendment to title 38 for flexible hours or a compressed work schedule for VA registered nurses. Testimony was heard from Baltasar Corrada, Resident Commissioner, Puerto Rico; Dr. Donald L. Custis, Chief Medical Director, VA and representatives of veterans organizations.

## DISABILITY AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Social Security concluded hearings on H.R. [illegible], Disability Amendments of 1982, and related bills. Testimony was heard from public witnesses.

## CARIBBEAN BASIN INITIATIVE

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on the Administration's Caribbean Basin Initiative. Testimony was heard from William E. Brock, U.S. Trade Representative; Robert Ryan, Director, Office of Regional Economic Policy, Bureau of Inter-American affairs and Coordinator for Carribbean Basin Initiative, Department of State; Richard A. Smith, Administrator, Foreign Agricultural Service, USDA; Raymond Waldmann, Assistant Secretary for International Economic Policy, Department of Commerce; Pedro Sanjuan, Assistant Secretary for Territorial and International Affairs, Department of the Interior; Margaret O'Rourke, Director, Office of Trade Operations, U.S. Customs Service, Department of the Treasury; Bill Alberger, Chairman, U.S. International Trade Commission and Gregory Ballentine, Deputy Assistant Secretary for Tax Analyses, Department of the Treasury.

Hearings continue March 23.

## *Joint Meeting*

### JOB TRAINING

*Joint Hearing:* Senate Committee on Labor and Human Resources' Subcommittee on Employment and Productivity and House Committee on Education and Labor's Subcommittee on Employment Opportunities continued joint hearings on S. 2036, S. 2184, H.R. 5320, and H.R. 5461, bills providing for State and local employment and training assistance and other related measures, receiving testimony from Bob McGlotten and Mark Roberts, both of the AFL-CIO, William Lucy, American Federation of State, County, and Municipal Employees (AFSCME), Richard Cordtz, Service Employees International Union, Reese Hammond, International Union of Operating Engineers, Maudine R. Cooper, National Urban League, Inc., Jane P. Fleming, Wider Opportunities for Women, Inc., Othello Powlard, Center For Community Change, Walter Smart, United Neighborhood Centers of America, Larry Brown, 70001 Ltd., The Youth Employment Company, Dale Lestina, National Education Association, and Dale Parnell, American Association of Community and Junior Colleges, all of Washington, D.C.; Henry Nicholas, National Union of Hospital and Health Care Employees, Kenneth Nochimson, National Youth Advocacy Coalition, and Richard Halverson, New York City Public Schools, on behalf of the Council of the Great City Schools, all of New York City; Pedro Ruiz Garza, SER-Jobs for Progress, Inc., and Pattie Powell, Dallas County Community College District, on behalf of the Association of Community College Trustees, both of Dallas, Texas; Leon Sullivan, Opportunities Industrialization Centers of America, Inc., Rosalie Tryon, ADVOCAP, Inc., Fond du Lac, Wisconsin; Gordon M. Ambach, New York Commissioner of Education, on behalf of the Council of Chief State School Officers; Roger Hertz, Berks County, Pennsylvania, on behalf of the American Association of School Administrators; Gene Bottoms, American Vocational Association, Arlington, Virginia; Harry Johnson, Private Industry Council, Cambridge, Massachusetts, on behalf of the New England Council of CETA Prime Sponsors, Inc., Hartford, Connecticut; John Wallace, Combined Association of Prime Sponsor Administrators, (CAPSA), Redwood City, California; Barbara Monahan, on behalf of the Southeastern Employment and Training Association, Durham, North Carolina; James Baker, Harlan County Coal Operators Association, Harlan, Kentucky; Robert D. Johnson, Broward Employment and Training Administration, Ft. Lauderdale, Florida; William Brumfield, Minnesota Prime Sponsor Association, Minneapolis; Raymond A. Jarvis, Hampden County Employment and Training Consortium, Springfield, Massachusetts; and Amanda Rudd, Chicago Public Library, Chicago, Illinois.

Hearings continue tomorrow.

* * *

## *Thursday, March 18, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 4666–4684*

**Bills Introduced:** Thirteen bills and six resolutions were introduced, as follows: S. 2231–2243, S.J. Res. 169–171, S. Con. Res. 74, and S. Res. 345 and 346.
Page 4740

**Measures Passed:**

*Birthday of John C. Calhoun:* Senate agreed to S. Res. 345, commemorating the two-hundredth anniversary of the birth of John Caldwell Calhoun.
Page 4711

*National Physical Fitness and Sports for All Week:* Senate passed S.J. Res. 145, designating the week of May 2 through May 8, 1982, as "National Physical Fitness and Sports for All Week."
Page 4728

*Intelligence Identities Protection Act:* By 90 yeas to 6 nays, Senate passed H.R. 4, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, after agreeing to Denton unprinted amendments No. 830, of a technical nature.

S. 391, Senate companion measure, was then indefinitely postponed.
Page 4682

Earlier, by 37 yeas to 59 nays, Senate rejected Bradley Amendment No. 1339, to S. 391, in the nature of a substitute.
Page 4677

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Thurmond, Denton, East, Biden, and Leahy from the Committee on the Judiciary, and Senators Chafee, Lugar, Jackson, and Bentsen from the Select Committee on Intelligence.
Page 4691
Pages 4673–4682

*Importation of Libyan Oil:* By unanimous vote of 94 yeas, Senate agreed to S. Res. 344, supporting the President's decision to prohibit imports of Libyan oil into the United States.
Pages 4683–4684

**Regulatory Reform Act:** Senate began consideration of S. 1080, improving and modifying the Federal regulatory process, and, after committee amendments in the nature of substitutes were withdrawn, agreed to amendments proposed thereto, as follows:

(1) Laxalt modified Amendment No. 640, in the nature of a substitute.

Page 4704

(2) Bumpers unprinted amendment No. 831, making clear that a court may, in reviewing agency interpretations of questions of law, consider an agency's interpretation and rely upon it in construing a statute to the extent that the court finds it to be persuasive.

Page 4728

(3) Laxalt unprinted amendment No. 832, modifying the definition of the term "rule" as set out in section 621(3) and to except, for a specified period of time, certain rules relating to depository institutions from the provisions of section 621 (4)(A).

Page 4731

(4) Laxalt unprinted amendments No. 833, of a technical nature.

Page 4733

Senate will continue consideration of the bill and amendments proposed thereto on Monday, March 22.

Page 4734

Pages 4696-4732

**Vice Presidential Appointments:**

The Chair, on behalf of the Vice President, appointed Senators Weicker, Inouye, Nunn, and Roth to the Board of Visitors to the U.S. Military Academy.

Page 4668

The Chair, on behalf of the Vice President, and upon the recommendation of the Majority Leader, appointed Senator Stafford to attend, and to act as Chairman of the Senate Delegation to the Interparliamentary Union Conference to be held in Lagos, Nigeria, April 12–17, 1982.

The Chair, on behalf of the Vice President, appointed Senators Mathias, Chairman, and Pell, Vice Chairman, to attend the North Atlantic Assembly Spring Meeting, to be held in Madeira, Portugal, May 28–31, 1982, and the North Atlantic Assembly Fall Meeting, to be held in London, England, November 14–19, 1982.

Page 4788

**Confirmations:** Senate confirmed the following nominations:

John L. Coffey, of Wisconsin, to be U.S. Circuit Judge for the Seventh Circuit.

William W. Caldwell, to be U.S. District Judge for the Middle District of Pennsylvania.

Glenn E. Mencer, to be U.S. District Judge for the Western District of Pennsylvania.

Carol Los Mansmann, to be U.S. District Judge for the Western District of Pennsylvania.

Clarence M. Pendleton, Jr., of California, to be a Member of the Commission on Civil Rights.

Page 4788

**Presidential Message:** Senate received a message from the President reporting one proposal to rescind $215.2 million in budget authority previously provided by the Congress, five new deferrals totaling $58.9 million, and two revisions to existing deferrals increasing the amount deferred by $14.6 million, which was referred to the Committees on Appropriation, Budget, Governmental Affairs, Energy and Natural Resources, and Finance. (PM–120)

Page 4739

**Messages From the President:**

**Messages From the House:** Pages 4739-4740

**Measures Referred:** Page 4739

**Measures Ordered Placed on Calendar:** Page 4739

**Statements on Introduced Bills:** Pages 4740-4759

**Notices of Hearings:** Page 4763

**Committee Authority to Meet:** Page 4764

**Additional Statements:** Pages 4764-4787

**Confirmations:** Page 4788

**Record Votes:** Three record votes were taken today. (Total—56)

Pages 4678, 4682, 4683

**Recess:** Senate convened at 11 a.m., and recessed at 5:05 p.m., until 12 noon, on Monday, March 22, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 4788.)

## *Committee Meetings*

### BUDGET

*Committee on Appropriations:* Committee completed its review of those items in the President's budget for fiscal year 1983 which fall within its legislative jurisdiction, and agreed on recommendations which it will make thereon to the Committee on the Budget.

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Agriculture, receiving testimony in behalf of funds for the Animal and Plant Health Inspection Service (APHIS) from C. W. McMillan, Assistant Secretary of Agriculture for Marketing and Inspection Services, and Harry C. Mussman, Administrator, Animal and Plant Health Inspection Service; in behalf of funds for the Food Safety and Inspection Service (FSIS) from Donald L. Houston, Administrator, Food Safety and Inspection Service; and in behalf of funds for the Office of Transportation, Agricultural Cooperative Service, and Packers and Stockyards Administration, from Martin F. Fitzpatrick, Jr., Director, Office of Transportation, Randall E. Torgerson, Administrator, Agricultural Co-operative Service, and B. H. Jones, Administrator, Packers and Stockyards Administration, all of the Department of Agriculture.

Hearings continue on Tuesday, March 23.

### APPROPRIATIONS—DEPARTMENT OF COMMERCE

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Commerce, receiving testimony in behalf of funds for their respective activities from Victor M. Rivera, Director, Minority Business Development Agency, Ernest Ambler, Director, National Bureau of Standards, Joseph F. Caponio, Acting Director, National Technical Information Service, and Gerald J. Mossinghoff, Commissioner of Patents and Trademarks, Patent and Trademark Office, all of whom were accompanied by associates, all of the Department of Commerce.

Hearings continue on Tuesday, March 23.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on defense resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of defense, receiving testimony in behalf of funds for Air Force programs from Verne Orr, Secretary of the Air Force, General Lew Allen, Chief of Air Force Staff, and Major General Marvin C. Patton, Director of the Budget, Comptroller of the Air Force.

Hearings continue on Tuesday, March 23.

### APPROPRIATIONS—DEPARTMENT OF ENERGY

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983, receiving testimony on behalf of funds for conservation programs of the Department of Energy from Joseph J. Tribble, Assistant Secretary of Energy for Conservation and Renewable Energy.

Subcommittee will meet again tomorrow.

### APPROPRIATIONS—DEPARTMENT OF EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Education, receiving testimony in behalf of funds for their respective activities from Ralph J. Olmo, Comptroller, Clarence Thomas, Assistant Secretary of Education for Civil Rights, and James Thomas, Jr., Inspector General, all of the Department of Education; William E. Castle, Director, National Technical Institute for the Deaf; Carson Y. Nolan, President, American Printing House for the Blind; Edward C. Merrill, Jr., President, Gallaudet College; and James E. Cheek, President, Howard University.

Hearings continue on Tuesday, March 23.

### NUCLEAR WASTE—STORAGE/DISPOSAL

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces concluded hearings on certain provisions of S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, after receiving testimony from W. Kenneth Davis, Deputy Secretary of Energy; Shelby Brewer, Assistant Secretary of Energy for Nuclear Energy; and Herman E. Roser, Assistant Secretary of Energy for Defense Programs.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness concluded hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on operation and maintenance for defense agencies, after receiving testimony from Brig. General C. F. Drenz, USA, Deputy Director, Defense Logistics Agency; Brig. General Harry D. Penzler, U.S.A., Joint Chiefs of Staff/Deputy Director for Strategic and General Operations; and Lawrence P. Dube, Director for Operations, Deputy Assistant Secretary of Defense for Programs and Budget/Office of the Assistant Secretary of Defense, Comptroller.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on proposed legislation authorizing funds for the Department of Defense, receiving testimony on Air Force manpower programs from Tidal W. McCoy, Assistant Secretary of the Air Force for Manpower, Reserve Affairs and Installations, Lt. General Andrew P. Iosue, Deputy Chief of Air Force Staff for Manpower and Personnel; Maj. General Richard Bodycombe, Chief of Air Force Reserve; and Maj. General John B. Conaway, Director of Air National Guard.

Hearings were recessed subject to call.

### AUTHORIZATION—DOD

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection continued open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on amphibious shipping, naval gunfire support, and sealift programs, receiving testimony from Vice Admiral Kent Carroll, USN, Commander, Military Sealift Command; Vice Admiral William J. Cowhill, Deputy Chief of Naval Operations for Logistics; Vice Admiral R. L. Walters, Deputy Chief of Naval Operations for Surface War-tate; Lt. General John H. Miller, Deputy Chief of Marine Corps Staff for Plans, Programs, and Operations; and Brig. General Donald S. Phil, Deputy Director, Weapons Systems Office of the Deputy Chief of Army Staff for Research, Development and Acquisition.

Hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee concluded hearings in preparation for reporting the first concurrent resolution for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, after receiving testimony on defense programs from Senator Tower.

## AUTHORIZATION—FTC

*Committee on Commerce, Science, and Transportation:* Committee held oversight hearings on the activities of the Federal Trade Commission, and on proposed legislation authorizing funds for the Federal Trade Commission, receiving testimony from James C. Miller III, Chairman, Federal Trade Commission; James P. Carty, National Association of Manufacturers, and Jared Blum, Small Business Legislative Council, both of Washington, D.C.; and Roland Brandel, Consumer Bankers Association, Arlington, Virginia.

Hearings continue tommorrow.

## AUTHORIZATION—NASA

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space resumed hearings in open and closed session, on proposed legislative authorizing funds for the National Aeronautics and Space Administration, receiving testimony in open session from Kenneth S. Pedersen, Director, International Affairs Division, National Aeronautics and Space Administration; and in closed session from Richard D. Delauer, Under Secretary of Defense for Research and Engineering.

Hearings continue on Tuesday, March 30.

## NOMINATIONS—CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee ordered favorably reported the nominations of Frederic A. Eidsness, Jr., of Colorado, to be Assistant Administrator for Water, Environmental Protection Agency, and Rear Admiral Herbert R. Lippold, Jr., National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission.

Also, committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Tuesday, March 23.

## BUDGET

*Committee on Finance:* Committee continued hearings on the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, receiving testimony on the Administration's tax proposals from Senators Pell, Hatch, and Stennis; Representative Don Bailey; Mississippi Governor William Winter, on behalf of National Governors' Association; Morton A. Myers, Director, Program Analysis Division, General Accounting Office; Ray Denison, AFL-CIO, Robert F. Froehlke, American Council of Life Insurance, Herbert L. Lerner, Partner, Ernst and Whinney, Gerald W. Padwe, Touche Ross and Company, Edwin S. Cohen, Investment Company Institute, Margaret C. Sullivan, Stockholders of America, Inc., Gil Thurm, National Association of Realtors, Lloyd Unsell, Independent Petroleum Association of America, William Wall, Kansas Power and Light, Edison Electric Institute, Howard H. Frey, National Coal Association, Dennis P. Bedell, American Mining Congress, Jerome J. McGrath, Interstate Natural Gas Association of America, Donald H. Trautlein, Bethlehem Steel/American Iron and Steel Institute, and John L. Kelley, Cleveland-Cliffs Iron Company/Minimum Tax Coalition, all of Washington, D.C., Frank Borman, Eastern Airlines, Miami, Florida; William L. Seidman, Phelps Dodge Corp., New York City; Rex Fuller, Texas Independent Producers and Royalty Owners Association, Austin; J. G. Jaicks, Inland Steel Corp., Chicago, Illinois; Charles Dickey, Scott Paper Company, Philadelphia, Pennsylvania; and Charles Bruning, Edgewood Bank, Countryside, Illinois.

Hearings continue on tomorrow.

## FOREIGN POLICY EXPORT CONTROLS

*Committee on Foreign Relations:* Subcommittee on Near Eastern and South Asian Affairs held hearings on the imposition of controls by the Department of Commerce on exports to Iraq, South Africa, Syria, and South Yemen, receiving testimony from Nicholas Veliotes, Assistant Secretary of State for Near Eastern Affairs; Ernest Johnston, Deputy Assistant Secretary of State for Economic Affairs; Frank Perez, Acting Director, Office for Combatting Terrorism, Department of State; and Vince Decain, Director, Office of Export Administration, Department of Commerce.

Hearings were recessed subject to call.

## MANAGEMENT OF FEDERAL ASSETS

*Committee on Governmental Affairs:* Committee concluded hearings on S. Res. 231, providing for an inventory of United States assets, to estimate their market value, identify which are unneeded and can be sold, and recommending legislative and administrative actions to streamline the liquidation process, after receiving testimony Senator Biden; Alan Greenspan, Townsend-Greenspan & Co., New York City; Barry S. Tindall and James Kozlowski, both of the National Recreation and Park Association, Alexandria, Virginia; Theodore Flickenger and Peter Koukos, both of the Illinois Association of Park Districts, Springfield; Roy Fair, and Thomas C. Franks, both of the National Association of Realtors, Dusty Zaunbrecher, National Wildlife Federation, Debbie Sease, on behalf of the Sierra Club, Terry Sopher, The Wilderness Society, Alison Horton, National Audubon Society, and Tim Schultz and Harry Bowes, both of Rio Blanco County, Colorado, on behalf of the National Association of Counties; all of Washington, D.C.; Maitland Sharpe, Izaak Walton League, Arlington, Virginia; and John Gadd, Peter Reclite, Bernard Goodman, and Dexter MacBride, all on behalf of the American Society of Appraisers, Reston, Virginia.

### NEW FEDERALISM

*Committee on Governmental Affairs:* Committee resumed hearings to review the President's proposals on New Federalism, receiving testimony from Terry Herndon and Wally Young, Delaware State Education Association, (Dover), both representing the National Education Association, Andrew Mott, Center for Community Change, representing the Coalition on Block Grants and Human Needs, and Robert Greenstein, Center on Budget and Policy Priorities, all of Washington, D.C.; and Jule Sugarman, Human Services Information Center, Rosslyn, Virginia.

Hearings continue on Wednesday, March 24.

### LAW ENFORCEMENT—FEDERAL ASSISTANCE

*Committee on the Judiciary:* Subcommittee on Juvenile Justice resumed hearings on proposed legislation providing Federal financial assistance to State and local law enforcement agencies, to review the effects of budgetary reductions for criminal justice assistance, focusing on those provisions of H.R. 4481, proposed Justice Assistance Act of 1981, affecting the Office of Justice Assistance, Research, and Statistics, Department of Justice, receiving testimony from Representatives McClory and Hughes; D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice; David L. Armstrong, Commonwealth Attorney, Louisville, Kentucky; Edward G. Rendell, District Attorney, Philadelphia, Pennsylvania; and Hubert Williams, Director of Police, Newark, New Jersey.

Hearings were recessed subject to call.

### AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* Subcommittee on the Budget continued closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the intelligence activities of the United States, receiving testimony from officials of the intelligence community.

Closed hearings continue on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 24 public bills, H.R. 5884–5907; private bills, H.R. 5908–5910; and 5 resolutions, H.J. Res. 444, and H. Res. 399–402, were introduced.

Pages 4664–4665

**Bills Reported:** Reports were filed as follows:

H.R. 4750, to authorize a study for the establishment of the Franklin D. Roosevelt Warm Springs Living Memorial in Warm Springs, Georgia, amended (H. Rept. 97–460);

H.R. 4709, the Prompt Payment Act, amended (H. Rept. 97–461); and

H.R. 1481; H.R. 3592, amended; and S. 1093, private bills (H. Repts. 97–462, 463, and 464, respectively).

Pages 4663–4664

**Journal:** By a yea-and-nay vote of 337 yeas to 17 nays, with 3 voting "present", Roll No. 23, the House approved the Journal of Wednesday, March 17.

Pages 4625–4626

**Suspensions:** House voted to suspend the rules and pass the following measures, which were debated on Tuesday, March 16:

*Hoboken pier properties:* H.R. 3620, amended, transferring certain Federal property to the city of Hoboken, New Jersey (passed by a yea-and-nay vote of 336 yeas to 43 nays, with 1 voting "present", Roll No. 24);

Page 4626

*Secret Service protection:* H.R. 4468, to amend chapter 84, section 1752 of title 18, United States Code, to authorize the Secretary of the Treasury to establish zones of protection for certain persons protected by the United States Secret Service (passed by a yea-and-nay vote of 379 yeas to 1 nay, with 1 voting "present", Roll No. 25);

Page 4626

*Military Personnel and Civilian Employees' Claims:* H.R. 4688, amended, to amend the Military Personnel and Civilian Employees' Claims Act of 1964 to increase from $15,000 to $20,000 the maximum amount that the United States may pay in settlement of a claim under section 3 of that Act (passed by a yea-and-nay vote of 370 yeas to 11 nays, with 1 voting "present", Roll No. 26);

Pages 4627-4628

*Patent, trademark, and civil rights changes:* H.R. 1565, to make technical and conforming changes in the patent and trademark laws and in the Civil Rights of Institutionalized Persons Act (passed by a yea-and-nay vote of 382 yeas, with 1 voting "present", Roll No. 27); and

Pages 4628-4629

*Federally insured deposits:* H. Con. Res. 290, reaffirming that deposits, up to the statutorily prescribed amount, in federally insured depository institutions are backed by the full faith and credit of the United States (agreed to by a yea-and-nay vote of 382 yeas to 7 nays, with 1 voting "present", Roll No. 29).

Pages 4629-4630

**Suspension Failed—Cherokee Indian Claims:** House failed to suspend the rules and pass H.R. 2579, amended, conferring jurisdiction on certain courts of the United States to hear and render judgement in connection with certain claims of the Cherokee Nation of Oklahoma (failed by a yea-and-nay vote of 174 yeas to 215 nays, with 1 voting "present", Roll No. 28). This bill was debated on Tuesday, March 16.

Page 4628

**Committee Election:** House agreed to H. Res. 399, electing Representative Nelligan of Pennsylvania to the Committee on Veterans' Affairs.

Page 4630

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of March 24.

Page 4631

**Presidential Message—Rescission and Deferrals:** Received and read a message from the President wherein he transmits a proposed rescission totaling $215.2 million in budget authority, five new deferrals totaling $58.9 million, and two revisions to existing deferrals increasing the amount deferred by $10.6 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97-155).

Pages 4662-4663

**Adjournment:** Met at 10 a.m. and adjourned at 2:37 p.m.

# *Committee Meetings*

## AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Office of Rural Development Policy and Rural Electrification Administration. Testimony was heard from the following officials of the USDA: Frank W. Naylor, Jr., Under Secretary, Small Community and Rural Development; Williard (Bill) Phillips, Jr., Acting Deputy Director, Office of Rural Development Policy and Harold V. Hunter, Administrator, Rural Electrification Administration.

## COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Payment to the American Institute in Taiwan; International Boundary and Water Commission, United States and Mexico; American Sections International Commissions; International Fisheries Commissions; United States Bilateral Science and Technology Agreements. Testimony was heard from Roger B. Feldman, Comptroller, Department of State; Joseph Friedkin, Commissioner, U. S. Section of International Boundary and Water Commission for United States and Mexico and other departmental witnesses.

## FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on American Schools and Hospitals Abroad and on International Narcotics. Testimony was heard from David A. Santos, Director, Office of American Schools and Hospitals Abroad, AID and the following officials of the Department of State: Dominick L. Dicarlo, Assistant Secretary of State for International Narcotics Matters and Robert M. Sayre, Chairman, Interdepartmental Group on Tourism.

## HUD—INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD–Independent Agencies continued hearings on Environmental Protection Agency. Testimony was heard from Anne McGill Gorsuch.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Economic Regulatory Administration and Energy Information Administration. Testimony was heard from the following officials of the Department of Energy: Rayburn Hanzlik, Administrator, Economic Regulatory Administration; J. Erich Evered, Administrator, Energy Information Administration and George B. Breznay, Director, Office of Hearings and Appeals.

## LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Department of Labor Management and on the Secretary of Labor. Testimony was heard from Raymond J. Donovan, Secretary of Labor.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation continued hearings on Federal Highway Administration. Testimony was heard from departmental witnesses.

## MILITARY CONSTRUCTION AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities continued hearings on H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard from Robert J. Lanoue, Director, NATO and Foreign Programs, Office of the Deputy Assistant Secretary of Defense.

Hearings continue tomorrow.

## CIVILIAN PERSONNEL

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation and the Subcommittee on Readiness concluded joint hearings on civilian personnel strengths in the Department of Defense and contracting out. Testimony was heard from Representatives Emery, Gejdenson and Fazio, a panel of military installation commanders and public witnesses.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on the Army air defense programs and the Pershing II missile program and light armored vehicles. Testimony was heard from Maj. Gen. James P. Maloney, Director of Weapons Systems Office, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army; Dr. Richard Wagner, Assistant to the Secretary of Defense for Atomic Energy and Brig. Gen. Robert F. Molinelli, Deputy Under Secretary of Defense for Tactical Warfare Systems.

Hearings continue March 22.

## NAVY AND ARMY BUDGETS

*Committee on Armed Services:* Subcommittee on Research and Development concluded hearings on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Navy budget request. Testimony was heard from the following officials of the Department of the Navy: Melvyn R. Paisley, Assistant Secretary for Research, Engineering and Systems; VAdm. R. R. Monroe, Director, Research, Development, Test and Evaluation, Office of the Chief of Naval Operations and RAdm. F. D. Kelso II, Director, Strategic Submarine Division, Office of the Chief of Naval Operations.

The Subcommittee also held a hearing on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Army budget request. Testimony was heard from the following officials of the Department of the Army: J. R. Scully, Assistant Secretary for Research, Development and Acquisition, and Lt. Gen. James. H. Merryman, Deputy Chief of Staff for Research, Development and Acquisition.

Hearings continue March 23.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from public witnesses.

Hearings continue March 23.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from representative Reuss and Alice M. Rivlin, Director, CBO.

Hearings continue March 22.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education concluded oversight hearings on the Administration's fiscal year 1983 budget proposals for child nutrition. Testimony was heard from Representative Roth and public witnesses.

## STUDENT AID FORMS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on federal student aid forms. Testimony was heard from Edward Elmendorf, Assistant Secretary for Student Financial Aid, Department of Education.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue March 23.

## INF NEGOTIATING STRATEGIES

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing to review INF negotiating strategies. Testimony was heard from public witnesses.

## INTERNATIONAL ATOMIC ENERGY AGENCY

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on the International Atomic Energy Agency (IAEA): Improving Safeguards. Testimony was heard from the following officials of the Department of State: Richard T. Kennedy, U.S. Representative to the IAEA and Roger Kirk, Deputy U.S. Representative to the IAEA; Nunzio J. Palladino, Chairman, Nuclear Regulatory Commission and Eugene V. Rostow, Director, ACDA.

## AIR TRAFFIC CONTROL SYSTEM

*Committee on Government Operations:* Subcommittee on Government Activities and Transportation concluded hearings on the status of the air traffic control system. Testimony was heard from David M. Kirstein, General Counsel, CAB; James Burnett, Acting Chairman, National Transportation Safety Board and public witnesses.

## OSHA

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on the Occupational Safety and Health Administration. Testimony was heard from Thomas Auchter, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor.

Hearings continue tomorrow.

## TRIBAL-STATE COMPACT ACT

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 5001, Tribal-State Compact Act of 1981. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary, Indian Affairs, Department of the Interior and public witnesses.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the Equal Access to Justice Act. Testimony was heard from J. Paul McGrath, Assistant Attorney General, Civil Division, Department of Justice and public witnesses.

Hearings continue March 25.

## PRIVATE IMMIGRATION BILLS

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued oversight hearings on whether Congress should create a right of contribution among participants in an Antitrust violation. Testimony was heard from public witnesses.

## OCEAN COMMERCE TRANSPORTATION SYSTEM

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine concluded hearings on H.R. 4374, to improve the international ocean commerce transportation system of the United States. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation.

## MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on reauthorization of titles I and II of the Marine Protection, Research and Sanctuaries Act. Testimony was heard from Merna Hurd, Assistant Administrator for Water, EPA; Dr. John Byrne, Administrator, NOAA, Department of Commerce and Brig. Gen. Forest T. Gay, Deputy Director, Civil Works, USA, Corps of Engineers.

Hearings continue March 23.

## POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue March 25.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Baltasar Corrada, Resident Commissioner, Puerto Rico; Carlos Romero-Barcelo, Governor, Puerto Rico and public witnesses.

Hearings continue March 23.

## NSF AUTHORIZATION

*Committee on Science and Technology:* Approved a subcommittee report concerning the fiscal year 1983 NSF authorization.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the fiscal year 1983 budget for the Department of Energy, with emphasis on Fossil Energy Research and Development Program. Testimony was heard from Jan W. Mares, Assistant Secretary for Fossil Energy, Department of Energy.

Hearings continue March 23.

### U.S. TRADE POLICY

*Committee on Ways and Means:* Subcommittee on Trade continued oversight hearings on U.S. Trade Policy. Testimony was heard from public witnesses.

## *Joint Meeting*

### JOB TRAINING

*Joint Hearing:* Senate Committee on Labor and Human Resources' Subcommittee on Employment and Productivity and House Committee on Education and Labor's Subcommittee on Employment Opportunities concluded joint hearings on S. 2036, S. 2184, H.R. 5320, and H.R. 5461, bills providing for State and local employment and training assistance and other related measures after receiving testimony from Richard F. Schubert, Bethlehem Steel, Bethlehem, Pennsylvania, on behalf of the National Alliance of Business; James Campbell, Mississippi School Supply Company, Jackson, on behalf of the Chamber of Commerce of the United States; Albert W. Dreisbach, E. J. Brooks Co., Newark, New Jersey, on behalf of the National Association of Manufacturers; Franklin A. Lindsay, Itek Corporation, Lexington, Massachusetts, on behalf of the Committee for Economic Development; Lloyd Hand, TRW, Inc., on behalf of the Business Roundtable, Raymond L. Sofield, Independent Electrical Contractors, Inc., and Niva McGuire, The National Urban Coalition, all of Washington, D.C.; Lester Freeman, Private Industry Council of Dade County, Inc., Miami, Florida, on behalf of the National Association of Private Industry Councils; James T. Dittoe, Southwestern Indiana Private Industry Council, Evansville; Raymond F. Farley, S. C. Johnson and Son, Inc., Racine, Wisconsin, on behalf of Johnson Wax; Charles M. Heidel, Greater Detroit Alliance of Business, Detroit, Michigan; Carl W. Reed, Davis County Private Industry Council, Salt Lake City, Utah; William E. Hardman, National Tooling and Machining Association, Fort Washington, Maryland; Donald M. Cook, RCA Service Company, Cherry Hill, New Jersey; Russell Tershy, Center for Employment Training, San Jose, California; Patricia A. Bambery, Chrysler Corporation, Detroit, Michigan; James Finamore, National Council for Urban Economic Development, Tonawanda, New York; Richard de Lone, Public/Private Ventures, Philadelphia, Pennsylvania; Neil Rasmussen, Impact Seven, Inc., Turtle Neck, Wisconsin, on behalf of the National Congress for Community Economic Development; and Corky Kirkpatrick, Metropolitan Service District, Portland, Oregon, on behalf of the National Association of Regional Councils.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, March 22, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 4843–4945*

**Bills Introduced:** Twelve bills and five resolutions were introduced, as follows: S.2244–2255, S.J. Res 172, S. Con. Res. 75–76, and S. Res. 347–348.

Page 4901

**Bills Reported:** Reports were made as follows:

S. 2244, giving effect to the Protocol amending the Convention for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea (S. Rept. No. 97–323).

S. 1233, establishing a service industries development program in the Department of Commerce, with an amendment in the nature of a substitute (S. Rept. No. 97–324).

S. Res. 347, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1233, listed above. Referred to the Committee on the Budget.

Page 4901

**Measure Passed:**

*Flexitime Extension:* Senate passed S. 2254, temporarily extending the authority to conduct experiments in flexible schedules and compressed schedules under the Federal Employees Flexible and Compressed Work Schedules Act of 1978.

Pages 4887–4888

**Nuclear Regulatory Commission Authorizations:** Senate began consideration of S. 1207, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, agreeing to amendments proposed thereto, as follows:

(1) Abdnor unprinted amendment No. 834, authorizing and directing the Commission, in consultation with the Environmental Protection Agency, the Department of Housing and Urban Development, the Department of Energy, the Tennessee Valley Authority, and the State of South Dakota, to establish and coordinate a monitoring, engineering assessment and remedial action program for the management of byproduct material at offsite locations in the vicinity of Edgemont, South Dakota, uranium mill site.

Page 4861

(2) Simpson unprinted amendment No. 835, of a technical nature.

Page 4862

(3) Hart unprinted amendment No. 837, conforming the procedural requirements applicable to the withholding of unclassified information by the Department of Energy and the Nuclear Regulatory Commission pursuant to sections 147 and 148 of the Atomic Energy Act.

Page 4865

(4) McClure unprinted amendment No. 838, authorizing the Commission to provide funding through contract with the organization responsible for the Loss-of-Fluid Test operations for a detailed technical review and analysis of research results obtained from the Loss-of-Fluid Test Facility research program.

Page 4866

(5) Ford unprinted amendment No. 839, authorizing and directing the Commission to implement and accelerate the resident inspector program so as to assure the assignment of at least one resident inspector by the end of fiscal year 1982 at each site at which a commercial nuclear powerplant is under construction and construction is more than 15 percent complete.

Page 4866

(6) Simpson unprinted amendment No. 840, providing that funds authorized to be appropriated under the Act shall be used by the Commission to expedite the establishment of safety goals for nuclear reactor regulation; that the development of safety goals and accompanying methodologies for their application should be expedited to the maximum extent practicable and shall precede, unless the Commission decides otherwise, the issuance of other regulations contemplated by the Commission that could affect engineered safety features, siting requirements, or emergency planning.

Page 4872

(7) Simpson unprinted amendment No. 841, providing that appropriations or other funds available to the Commission for administrative expenses are available, under such regulations as the Commission may prescribe and to the extent considered necessary and appropriate, for reimbursement of all or part of the expenses of a resident inspector of the Commission relocating between two NRC duty stations, for whom the Government pays expenses of travel and transportation.

Page 4873

A unanimous-consent agreement was reached providing for consideration of the bill and amendments proposed thereto.

Page 4853

Pages 4855–4894

**Regulatory Reform Act:** Senate resumed consideration of S. 1080, improving and modifying the Federal regulatory process, agreeing to further amendments proposed thereto as follows:

(1) Leahy unprinted amendment No. 842, of a clarifying nature.

Page 4876

(2) Leahy (for Sasser) unprinted amendment No. 843, requiring an agency to include in a preliminary regulatory analysis a statement identifying any source of funds available from the Federal Government to pay certain costs incurred by State and local governments.

Page 4878

(3) Leahy (for Chiles) unprinted amendment No. 844, requiring the Vice President to assure that he will make reasonable efforts to respond to congressional inquiries.

Page 4879

(4) Leahy (for Heflin) unprinted amendment No. 845, giving the district courts jurisdiction over conflicts in the jurisdiction of regulatory agency action.

Page 4880

(5) Glenn unprinted amendment No. 846, limiting Executive oversight of independent agencies.

Page 4882

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, March 23.

Page 4886

Pages 4874–4880

**Federal Courts Improvement Act of 1982:** Senate concurred in the amendment of the House to the amendment of the Senate to H.R. 4482, establishing a U.S. Court of Appeals for the Federal Circuit, and establishing a U.S. Claims Court.

Page 4844

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senators Percy, Chairman, Zorinsky, Vice Chairman, and Dodd to attend the Mexico-United States Interparliamentary Conference, to be held in Santa Barbara, California, May 27–31, 1982.

Page 4852

**Presidential Messages:** Senate received the following messages from the President:

Received March 20, during the recess:

Returning without his approval, S. 1503, amending the Energy Policy and Conservation Act, authorizing the President to allocate crude oil, residual oil, and other petroleum products in the event of a severe petroleum supply shortage; was ordered held at the desk and, by unanimous consent, to be laid before the Senate for consideration, at the request of the Majority Leader, after consultation with the Minority Leader (PM–121)

Pages 4893–4894

Received today:

Reporting on the United States Government's international activities in the field of science and technology, which was referred to the Committee on Foreign Relations. (PM–122)

Pages 4894–4896

Pages 4894–4897

**Nominations:** Senate received the following nominations:

Manfred Eimer, of Maryland, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency.

Heather J. Gradison, of Ohio, to be a Member of the Interstate Commerce Commission.

Routine lists of Navy, Air Force, and Marine Corps nominations.

Pages 4949-4950

| | |
|---|---|
| Messages From the President: | Page 4894 |
| Messages From the House: | Page 4896 |
| Measures Referred: | Page 4896 |
| Communications: | Pages 4896-4897 |
| Statements on Introduced Bills: | Pages 4901-4926 |
| Amendments Submitted for Printing: | Page 4931 |
| Notices of Hearings: | Pages 4931-4932 |
| Committee Authority To Meet: | Page 4932 |
| Additional Statements: | Pages 4932-4948 |
| Nominations: | Pages 4949-4950 |

**Recess:** Senate convened at 12 Noon, and recessed at 6:06 p.m., until 10 a.m., on Tuesday, March 23, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 4948.)

## *Committee Meetings*

### AUTHORIZATIONS—DOD/INTELLIGENCE BUDGET

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces concluded open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, after receiving testimony on strategic forces policy from Richard Perle, Assistant Secretary of Defense for International Security Policy; receiving testimony on Soviet chemical warfare activities from Richard Burt, Director, Political Military Affairs, Gary Crocker, Bureau of Intelligence and Research, and Michael J. Matheson, Office of Legal Advisor, all of the Department of State; Sharon Watson, Army Medical Intelligence and Information Agency; and Amorelta Hoebber, Deputy Assistant Secretary of the Army for Research and Development; and receiving testimony on other chemical warfare matters from Matthew Messelson, Harvard University, and John M. Deutsch, Massachusetts Institute of Technology, both of Cambridge Massachusetts; Fred Swartzendruber, Mennonite Central Committee, Washington, D.C.; and John Baldeschwieler, Cal Tech, Pasadena, California.

On Friday, March 19, the Subcommittee on Strategic and Theater Nuclear Forces held closed hearings to review the proposed budget of the intelligence community receiving testimony from William J. Casey, Director, Central Intelligence Agency.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection resumed hearings on proposed legislation, authorizing funds for fiscal year 1983 for the Department of Defense, focusing on Anti-submarine warfare, surface combatants, Aircraft, and Torpedoes, receiving testimony from Vice Admiral Nils R. Thunman, Deputy Chief of Naval Operations for Submarine Warfare, Vice Admiral Robert L. Walters, Deputy Chief of Naval Operations for Surface Warfare, and Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare.

On Friday, March 19, the Subcommittee on Seapower and Force Projection continued open and closed hearings on proposed legislation authorizing funds for fiscal year 1983 for the Department of Defense, focusing on major strike platforms (Naval Aircraft Carriers) and airlift programs, receiving testimony from Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare; Vice Admiral Robert L. Walters, Deputy Chief of Naval Operations for Surface Warfare; Vice Admiral Earl B. Fowler, Jr., Commander, Naval Sea Systems Command, Alton G. Keel, Jr., Assistant Secretary of the Air Force for Research, Development and Logistics; General James R. Allen, Commander in Chief, Military Airlift Command; and Brig. General William P. Bowden, Deputy Director, Directorate of Logistics Plans and Programs.

Hearings continue on Tuesday, March 23.

### AUTHORIZATIONS—TELECOMMUNICATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications concluded hearings on S. 2181, authorizing funds for fiscal year 1983 for the National Telecommunications and Information Administration, Department of Commerce, after receiving testimony from Bernard J. Wunder, Jr., Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration.

### AUTHORIZATIONS—FTC

*Committee on Commerce, Science, and Transportation:* On Friday, March 19, the committee concluded oversight hearings on the activities of the Federal Trade Commission, and on proposed legislation authorizing funds for the Federal Trade Commission, after receiving testimony from Martin F. Connor, Chamber of Commerce of the United States, Mark Silbergeld, Consumers Union, William W. Rogal, American Advertising Federation, Gilbert Weil, Association of National Advertisers, David Versfelt, American Association of Advertising Agencies, David I. Greenberg, Consumer Federation of America, Michael O. Roush, National Federation of Independent Business, Alan Morrison, Public Citizen Litigation Group, Jay Angoff, Congress Watch, and James V. Delong, all of Washington, D.C.; John T. Montgomery, on behalf of the Massachusetts Consumer Protection Division, Boston; Ernest Pepples, Brown & Williamson Tobacco Corporation, Louisville, Kentucky; and Eugene Gressman, University of North Carolina, Chapel Hill.

## NATURAL GAS POLICY

*Committee on Energy and Natural Resources:* Committee held hearings to discuss existing natural gas law and the related regulatory structure, receiving testimony from Senators Chafee and Exon; Erich Evered, Administrator, Energy Information Administration, and J. Hunter Chiles III, Director, Office of Policy, Planning and Analysis, both of the Department of Energy; and C. M. Butler, Chairman, Federal Energy Regulatory Commission.

Hearings continue on tomorrow.

## DOE—RESEARCH AND DEVELOPMENT

*Committee on Energy and Natural Resources:* On Friday, March 19, Subcommittee on Energy Research and Development resumed oversight hearings on the Department of Energy research and development programs, focusing on energy research, inertial confinement fusion, nuclear materials security and safeguards, and environmental protection, receiving testimony from William A. Vaughan, Assistant Secretary of Energy for Environmental Protection, Safety and Emergency Preparedness, Robert Davies, Deputy Assistant Secretary of Energy for Environment, Safety and Health, Alvin W. Trivelpiece, Director, Office of Energy Research, Richard L. Schriever, Director, Office of Inertial Fusion, and Ralph E. Caudle, Director, Office of Safeguards and Security, all of the Department of Energy.

Hearings were recessed subject to call.

## TAXPAYER COMPLIANCE

*Committee on Finance:* Subcommittee on Oversight of the Internal Revenue Service concluded hearings on S. 2198, improving the ability of the Internal Revenue Service to collect taxes owed under present law, after receiving testimony from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy, and Roscoe L. Egger, Jr., Commissioner of Internal Revenue, Department of the Treasury; Robert Parker, Chief, National Income and Wealth Division, Department of Commerce; William J. Anderson, Director, General Government Division, General Accounting Office; Frederic W. Hickman, Chicago, Illinois; Vito Tanzi, International Monetary Fund, Robert Neville, The National Restaurant Association, Robert S. McIntyre, Citizens for Tax Justice, Donald C. Alexander, and John S. Nolan, all of Washington, D.C.; Richard Benefield, the Hotel Magee, Bloomsburg, Pennsylvania, on behalf of the American Hotel and Motel Association; Robert E. Juliano, Hotel Employees and Restaurant Employees International Union, Cincinnati, Ohio; and James R. Rowen, New York City.

## BUDGET

*Committee on Finance:* On Friday, March 19, committee concluded hearings on the Administration's budget proposals for fiscal year 1983 which fall within the jurisdiction of the committee, after receiving testimony on the Administration's tax proposals from Paul Huard, National Association of Manufacturers, Charls E. Walker, American Council for Capital Formation, Theodore K. Brophy, Business Roundtable, Wallace J. Clarfield, Policy Committee of the Tax Council, Eugene F. Rinta, State Chambers of Commerce, Richard Lesher, U.S. Chamber of Commerce, Charles Stewart, Machinery and Allied Products Institute, Maurice L. Mosier, National Constructors Association, John S. Nolan, Aerospace Industries Association, Robert A. Best, American League for Exports and Security Assistance, Leslie J. Schneider, Committee to Preserve the Completed Contract Method, Thomas Skornia, Semiconductor Industry Association, Paul Cherecwich, Scientific Apparatus Makers Association, Robert L. McNeill, Emergency Committee for American Trade, T. Lawrence Jones, American Insurance Association, Michael J. Zimmer, Cogeneration Coalition, Inc., David E. Hallberg, Renewable Fuels Association, Richard L. Hanneman, National Solid Wastes Management Association, R. Nicholas Loope, Solar Energy Industries Association, Michael Koleda, National Council on Synthetic Fuels Products, and Suzette S. Tapper, Solar Lobby, all of Washington, D.C., G. Kenneth Christrup, Xerox Corporation, Rochester, New York; and William C. Daniels, J. A. Jones Construction Company, Charlotte, North Carolina.

## NOMINATION

*Committee on Foreign Relations:* On Friday, March 19, the committee concluded hearings on the nomination of Herman W. Nickel, of the District of Columbia, to be Ambassador to the Republic of South Africa, after the nominee testified and answered questions in his own behalf. Testimony was also received from Jean Sindap, representing the Washington Office on Africa, Washington, D.C., and Willis Logan, on behalf of the National Council of Churches, New York City.

Committee will consider the nomination of Mr. Nickel on Tuesday, March 23.

### TERRORISM IN SOUTHERN AFRICA

*Committee on the Judiciary:* Subcommittee on Security and Terrorism resumed hearings to examine international terrorism, focusing on the role of the Soviet Union, Cuba and East Germany in supporting terrorism in Southern Africa, receiving testimony from Chester Crocker, Assistant Secretary of State for African Affairs; and Peter Vanneman, University of Arkansas, Little Rock.

Hearings continue on Wednesday, March 24.

### AMERICAN ECONOMY—PRODUCTIVITY

*Committee on Labor and Human Resources:* On Friday, March 19, the Subcommittee on Employment and Productivity held hearings on productivity in the American economy, focusing on the implications for international competitiveness and future employment opportunities, receiving testimony from Joel S. Hirschhorn, Project Director, Office of Technology Assessment; Robert W. Crandall, The Brookings Institution, and Donald F. Barnett, American Iron and Steel Institute, both of Washington, D.C.; David L. Dallob, Sperry Corporation, New York City; M. Eugene Merchant, Cincinnati Milacron, Inc., Cincinnati, Ohio; G. Edward Schuh, University of Minnesota, Minneapolis; and Edgar G. Davis and John Virts, both of Eli Lilly and Company, Indianapolis, Indiana.

Hearings continue on Friday, March 26.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and recessed subject to call.

### AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* On Friday, March 19, the Subcommittee on the Budget concluded closed hearings on proposed legislation authorizing funds for fiscal year 1983 for intelligence activities of the United States, receiving testimony from officials of the intelligence community.

Subcommittee will begin markup of proposed legislation on Thursday, March 25.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 10 public bills, H.R. 5911–5920; 1 private bill, H.R. 5921; and 2 resolutions, H. Con. Res. 294, and H. Res. 403 were introduced.

Page 4842

**Resolution Recommitted:** Agreed to recommit H. Res. 378, providing amounts from the contingent fund of the House for expenses of investigations and studies by standing and select committees of the House in the 2d session of the 97th Congress, to the Committee on House Administration.

Page 4829

**Presidential Message—Science and Technology:** Received and read a message from the President wherein he transmits his annual report on the United States Government's international activities in the field of science and technology—referred jointly to the Committee on Foreign Affairs and the Committee on Science and Technology.

Page 4830

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Page 4841

**Adjournment:** Met at noon and adjourned at 12:34 p.m.

## *Committee Meetings*

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on the Food and Drug Administration. Testimony was heard from the following officials of the Department of Health and Human Services: Wilford J. Forbush, Deputy Assistant Secretary for Health Operations and Dr. Arthur Hull Hayes, Jr., Commissioner, FDA.

On March 19, the Subcommittee held a hearing on the Office of the Secretary, Departmental Administration and the Office of Governmental and Public Affairs. Testimony was heard from the following officials of the USDA: John E. Schrote, Deputy Assistant Secretary for Administration; Claude W. Gifford, Acting Assistant Secretary, Office of Governmental and Public Affairs; Michael J. Masterson, Director, Congressional Affairs and Leora G. Day, Director, Intergovernmental Affairs.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Small Business Administration. Testimony was heard from Donald Templeman, Acting Administrator, SBA.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Nuclear Regulatory Commission. Testimony was heard from the following officials of the NRC: Nunzio J. Palladino, Chairman; Victor Gilinsky, John F. Ahearne and Thomas Roberts, all Commissioners.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Holocaust Commission and on Federal Inspector for Alaska Gas Pipeline. Testimony was heard from Mark Talisman, Vice Chairman, Holocaust Commission and John Rhett, Federal Inspector for Alaska Gas Pipeline.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on Employment Standards Administration. Testimony was heard from Robert B. Collyer, Deputy Under Secretary for Employment Standards, Department of Labor.

On March 19, the Subcommittee held a hearing on Labor Management Services Administration and Pension Benefit Guarantee Corporation. Testimony was heard from departmental witnesses.

### MILITARY CONSTRUCTION AUTHORIZATION

*Committee on Armed Services:* On March 19, the Subcommittee on Military Installations and Facilities continued hearings on H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard from Maj. Gen. Clifton D. Wright, Deputy Director of Engineering and Services, USAF.

Hearings continue March 24.

### DOD BUDGET

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request, with emphasis on Army weapons procurement programs. Testimony was heard from Maj. Gen. James P. Maloney, Director, Weapons Systems Office, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army; Brig. Gen. Donald P. Whalen, Program Manager, Bradley Fighting Vehicles and Col. Monte J. Hatchett, Program Manager, Multiple Launch Rocket System, U.S. Army Missile Command.

Hearings continue March 24.

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from Representatives Stratton, Ottinger, Dannemeyer, Edgar and Fauntroy.

Hearings continue tomorrow.

### USER FEES

*Committee on the Budget:* On March 19, the Task Force on Tax Policy held a hearing on user fees and withholding taxes on interest and dividend income. Testimony was heard from public witnesses.

### HEALTH PLANNING AUTHORITIES

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on the reauthorization of the health planning authorities. Testimony was heard from James R. Tallon, Jr., Assemblyman, New York State; Cooper I. Parker, Director, Health Planning and Intergovernmental Relations, Department of Health, State of Iowa and public witnesses.

### CAPITAL FORMATION AND INDUSTRIAL POLICY

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy. Testimony was heard from Representative Mikulski, from the following officials of the CBO: Raymond C. Scheppach, Deputy Director, Lawrence Oppenheimer, Principal Analyst and Dave Bodde, Assistant Director for Natural Resources and Commerce and public witnesses.

Hearings continue March 26.

### NATO STRATEGY

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on NATO strategy. Testimony was heard from Harold Brown, former Secretary of Defense.

### OSHA

*Committee on Government Operations:* On March 19, the Subcommittee on Manpower and Housing concluded hearings on the Occupational Safety and Health Administration. Testimony was heard from Representative Gore; Christopher DeMuth, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget and Executive Director, President's Task Force on Regulatory Relief and a public witness.

### ANADROMOUS FISH AND FISHERMEN'S LOAN FUND AUTHORIZATIONS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 5663, to authorize appropriations to carry out the Anadromous Fish Conservation Act during fiscal year 1983; and H.R. 5662, to extend until October 1, 1983, the authority and authorization of appropriations for certain programs under the Fish and

Wildlife Act of 1956. Testimony was heard from Bill Gordon, Director, National Marine Fisheries Service, Department of Commerce; Robert Jantzen, Director, U.S. Fish and Wildlife Service, Department of the Interior and public witnesses.

## AIR TRAFFIC CONTROL

*Committee on Post Office and Civil Service:* On March 19, the Committee held a hearing on the report of the Task Force on Management and Employee Relationships within the FAA. Testimony was heard from Lawrence Jones, Task Force Chairman.

## EPA AUTHORIZATION

*Committee on Science and Technology:* On March 19, the Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Environmental Protection Agency authorization. Testimony was heard from the following officials of EPA: Anne McGill Gorsuch, Administrator and John W. Hernandez, Deputy Administrator.

## MEDICARE AND MEDICAID BUDGET CUTS

*Select Committee on Aging:* On March 19, the Committee and the Subcommittee on Health and Long Term Care held a joint hearing on the impact of Medicare and Medicaid budget cuts on the elderly. Testimony was heard from Carolyne Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services and public witnesses.

## NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued to meet in executive session to hold hearings on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from representatives of the CIA.

Hearings continue March 25.

◆◆◆◆◆◆◆◆◆◆◆◆◆

# *Tuesday, March 23, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 5079–5198*

**Bills Introduced:** Nine bills and two resolutions were introduced, as follows: S. 2256–2264, S.J. Res. 173 and S. Res. 349.

Pages 5166–5167

**Bills Reported:** Reports were made as follows:

S. Con. Res. 76, expressing the sense of the Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate.

Report to accompany S. 234, encouraging the establishment of home health care programs and providing expanded coverage of home health services under the Medicare and Medicaid programs (with additional minority and supplemental views) (S. Rept. No. 97–325).

Pages 5151–5161

**Measure Passed:**

*Federally Insured Deposits:* Senate agreed to H. Con. Res. 290, reaffirming that deposits, up to the statutorily prescribed amount, in federally insured depository institutions, are backed by the full faith and credit of the United States.

S. Con. Res. 72, Senate companion measure, was indefinitely postponed.

Pages 5129–5130

**Regulatory Reform Act:** Senate continued consideration of S. 1080, improving and modifying the Federal regulatory process, taking action on further amendments proposed thereto, as follows:

Adopted:

(1) By 69 yeas to 25 nays, Schmitt unprinted amendment No. 847, establishing procedures for Congressional review of proposed rules set forth under the Administrative Procedure Act, providing for resolutions of disapproval to be considered under expedited procedures, including limitations on debate, motions and amendments in order to avoid delay and lengthy debate on motions to discharge a committee or on resolutions of disapproval; and providing for agencies to issue emergency rules not subject to the legislative veto procedure. (By 23 yeas to 70 nays, Senate earlier rejected a motion to table the amendment.)

Page 5082

(2) Levin unprinted amendment No. 848 (to unprinted amendment No. 847), of a technical and clarifying nature.

Page 5096

(3) Dole unprinted amendment No. 849 (to unprinted amendment No. 847), providing that if provisions of any part of the Act or amendments made by the Act, or the application thereof, to any person or circumstances is held invalid, the provisions of other parts of the Act or amendments made by the Act and their application to other persons or circumstances shall not be affected.

Page 5100

(4) Danforth Amendment No. 1253, prohibiting the use of appropriated funds for the payment of expenses of persons intervening in agency proceedings, except as expressly provided by statute.

Page 5117

(3) Eagleton-Chiles unprinted amendment No. 851, permitting Federal agencies to use State or local requirements in administering Federal statutes.
Page 5125

Rejected:

By 27 yeas to 65 nays, Eagleton unprinted amendment No. 850, to provide that the determination of a rule as "major" shall not be subject to judicial review.
Page 5119

A unanimous consent agreement was reached providing for further consideration of the bill and amendments to be proposed thereto.
Page 5130
Pages 5081-5130

**Confirmations:** Senate confirmed the following nominations:

Rear Admiral Herbert R. Lippold, Jr., National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission.

Frederic A. Eidsness, Jr., of Colorado, to be an Assistant Administrator of the Environmental Protection Agency.
Page 5198

**Presidential Message:** Senate received a message from the President transmitting proposed legislation, entitled "Enterprise Zone Tax Act of 1982," authorizing the establishment of an Enterprise Zone program, which is an experimental, free market-oriented program for dealing with the severe problems of our Nation's economically depressed areas. Referred to the Committee on Finance. (PM—123)
Pages 5148-5149

**Messages From the President:** Page 5148

**Messages From the House:** Page 5150

**Communications:** Pages 5150-5151

**Statements on Introduced Bills:** Pages 5166-5182

**Notices of Hearings:** Page 5184

**Committee Authority To Meet:** Page 5185

**Additional Statements:** Pages 5185-5198

**Confirmations:** Page 5199

**Record Votes:** Three record votes were taken today. (Total—59)
Pages 5115-5116, 5125

**Recess:** Senate convened at 10 a.m., and recessed at 6:28 p.m., until 10 a.m., on Wednesday, March 24, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 5199.)

## *Committee Meetings*

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for Army programs from John O. Marsh, Jr., Secretary of the Army; Gen. E. C. Meyer, Chief of Staff of the Army; and Maj. Gen. Elton J. Delaune, Director of Army Budget.

Hearings continue on Thursday, March 25.

### APPROPRIATIONS—TVA

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Tennessee Valley Authority from Charles H. Dean, Jr., Chairman of the Board, and S. David Freeman and Richard M. Freeman, both Directors, all of the Tennessee Valley Authority.

Subcommittee will meet again tomorrow.

### APPROPRIATIONS—WOODROW WILSON CENTER/BLM

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Robert Burford, Director, Bureau of Land Management, Department of the Interior; and James H. Billington, Director, Woodrow Wilson International Center for Scholars.

Subcommittee will meet again on Thursday, March 25.

### APPROPRIATIONS—DEPARTMENT OF COMMERCE

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Commerce, receiving testimony in behalf of funds for their respective activities from Robert G. Dederick, Assistant Secretary for Economic Affairs; Bruce Chapman, Director, Bureau of the Census; and Bernard Wunder, Assistant Secretary for Communications and Information, National Telecommunications and Information Administration, all of whom were accompanied by their associates, all of the Department of Commerce.

Subcommittee will meet again on tomorrow.

### APPROPRIATIONS—VA

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Veterans' Administration, receiving testimony from Robert P. Nimmo, Administrator of Veterans' Affairs.

Subcommittee will meet again on Thursday, April 1.

## APPROPRIATIONS—EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Education, receiving testimony in behalf of funds for their respective activities from Donald Senese, Assistant Secretary of Education for Educational Research and Improvement; and Thomas Melady, Assistant Secretary of Education for Postsecondary Education.

Subcommittee will meet again on Wednesday, April 14.

## AUTHORIZATIONS—MILITARY PROCUREMENT

*Committee on Armed Services:* Subcommittee on Tactical Warfare approved for full committee consideration with amendments those provisions which fall within the jurisdiction of the subcommittee of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

## AUTHORIZATIONS—MILITARY PROCUREMENT

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection concluded open and closed hearings on those provisions which fall within the jurisdiction of the subcommittee of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, focusing on the Navy posture, after receiving testimony from John F. Lehman, Secretary of the Navy; Admiral Thomas B. Hayward, Chief of Naval Operations; and General Robert H. Barrow, Commandant, U.S. Marine Corps.

Subcommittee will begin markup of those provisions of S. 2248 tomorrow.

## NUCLEAR WASTE DISPOSAL

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces approved for full committee consideration with amendments establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants.

Also, the subcommittee began markup of those provisions which fall within its jurisdiction of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

## EMERGENCY JOBS PROGRAM

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Housing and Urban Affairs concluded hearings on S. 2226, authorizing funds through fiscal year 1986 to reduce mortgage interest rates on home mortgages for qualifying individuals and provide for employment in the private sector, after receiving testimony from Frederick J. Napolitano, National Association of Homebuilders; William Ruckelshaus, Weyhaeuser Corporation, Takoma, Washington; Robert Teeter, Market Opinion Research, Detroit, Michigan; Craig Swan, University of Minnesota, Minneapolis; Ken Rosen, University of Southern California, Berkeley; Patric Hendershott, Ohio State University, Columbus; William Waller, representing the United States League of Savings Associations; Felix Beck, Margaretten & Company, Perth Amboy, New Jersey, representing the Mortgage Bankers of America; and Harley W. Snyder, National Association of Realtors, Valparaiso, Indiana.

## NATURAL GAS POLICY

*Committee on Energy and Natural Resources:* Committee continued hearings to discuss existing natural gas law and the related regulatory structure, receiving testimony from Harrold Wright, Gilmer, Texas, on behalf of the Natural Gas Supply Association; Danny Conklin, Philcon Development Co., Amarillo, Texas, representing the Independent Petroleum Association of America; Henry B. Taliaferro, Jr., GHK Companies, Oklahoma City, Oklahoma, representing the Independent Gas Producers Committee; George H. Lawrence, American Gas Association, Arlington, Virginia; J. T. Terrill, Louisiana Intrastate Gas Corporation, Alexandria, Louisiana, and James V. Walzel, Houston Natural Gas Pipeline Company, Houston, Texas, both on behalf of the Coalition of Intrastate Pipelines; S. Mark Salvino, Texoma Production Company, representing the U.S. Chamber of Commerce, Edwin Rothschild, Citizen Labor Energy Coalition, and Gale Cincotta, National Peoples Action, all of Chicago, Illinois; C. William Cooper, United Distribution Company, Falmouth, Maine; and Arthur R. Seder, Jr., American Natural Resources System, Gordon Gooch, Baker and Botts, representing the Petrochemical Energy Group, James S. Rubin, Allied Corporation, representing the National Association of Manufacturers, Donald Lykins, Lykins Oil, on behalf of the National Oil Jobbers Council, Leonard A. Cohn, Monsanto Company, representing the Chemical Manufacturers Association, Jack Elam, Process Gas Consumers Group, John G. Buckley, Northeast Coalition for Energy Equity, Christopher Palmer, National Audubon Society, and Mark Cooper, Consumer Energy Council of America, all of Washington, D.C.

Hearings were recessed subject to call.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon and will meet again on Thursday, March 25.

NOMINATION

*Committee on Environment and Public Works:* Committee concluded hearings on the nomination of Rita M. Lavelle, of California, to be Assistant Administrator for Solid Waste and Emergency Response, Environmental Protection Agency, after the nominee, who was introduced by Senator Hayakawa and Representative Fazio testified and answered questions in her own behalf. Testimony was also received from Penny J. Newman, Communities Against Toxic Wastes in Landfills, Riverside, California.

BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. Con. Res. 68, expressing the opposition of the Congress to the expulsion of Israel from the General Assembly of the United Nations, and to preserve the integrity of the Charter of the United Nations; with amendments;

S. Con. Res. 76, expressing the sense of the Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate;

The nominations of Herman W. Nickel, of the District of Columbia, to be Ambassador to the Republic of South Africa, and James L. George, of Maryland, to be Assistant Director, Bureau of Multilateral Affairs, Robert T. Grey, Jr., of Virginia, to be Deputy Director, and Norman Terrel, of California, to be Assistant Director, Bureau of Nuclear Weapons Control, all of the Arms Control and Disarmament Agency.

NOMINATION

*Committee on Governmental Affairs:* Committee concluded hearings on the nomination of Frederic V. Malek, of Virginia, to be a Governor of the U.S. Postal Service, after the nominee testified and answered further questions in his own behalf.

AUTHORIZATIONS—DOJ

*Committee on the Judiciary:* Committee held hearings on proposed legislation authorizing funds for the Department of Justice, receiving testimony from William French Smith, Attorney General, and William F. Baxter, Assistant Attorney General, both of the Department of Justice.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 15 public bills, H.R. 5922–5936; 3 private bills, H.R. 5937–5939; and 5 resolutions, H.J. Res. 445, and H. Res. 404–407 were introduced.

Pages 5076–5077

**Bills Reported:** Reports were filed as follows:

H.J. Res. 409, making further continuing appropriations for the fiscal year 1982 (H. Rept. 97–465);

Report entitled Activity of the Committee on Energy and Commerce, 97th Congress, 1st Session (H. Rept. 97–466);

H.R. 828, amended, and H.R. 1344, amended, both private bills (H. Repts. 97–467 and 468, respectively), and H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982 (H. Rept. 97–469).

Page 5076

**Journal:** By a yea-and-nay vote of 345 yeas to 17 nays, with 1 voting "present", Roll No. 30, the House approved the Journal of Monday, March 22.

Pages 4994–4995

**Suspensions:** House voted to suspend the rules and pass the following measures:

*Gateway National Recreation Area Advisory Commission:* H.R. 5014, to extend the life of the Gateway National Recreation Area Advisory, which is presently due to expire October 27, 1982 (passed by a yea-and-nay vote of 368 yeas to 30 nays, Roll No. 32);

Pages 4998–4999

*Roosevelt memorial:* H.R. 4750, amended, to authorize a study for the establishment of the Franklin D. Roosevelt Warm Springs Living Memorial in Warm Springs, Georgia (passed by a yea-and-nay vote of 288 yeas to 107 nays, Roll No. 33). Agreed to amend the title;

Pages 4999–5002

*Russian refugees:* H. Con. Res. 100, expressing the sense of the Congress with respect to the situation of two Russian families who have sought refuge in the United States Embassy in Moscow because of the suppression on their Pentecostal faith by the Government of the Soviet Union. By a yea-and-nay vote of 373 yeas to 1 nay, Roll No. 31, agreed to order a second;

Pages 5004–5011

*"Montana: The People Speak":* S. 2166, to provide for the distribution within the United States of the International Communication Agency slide show entitled "Montana: The People Speak" (passed by a yea-and-nay vote of 388 yeas to 11 nays, Roll No. 35)—clearing the measure for the President.

Pages 5013–5014

*Prompt Payment Act:* H.R. 4709, amended, to require the Federal Government to pay interest on overdue payments (passed by a yea-and-nay vote of 396 yeas, Roll No. 36). Subsequently, this passage was vacated, and S. 1131, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

**Pages 5014-5023**

*Economy Act amendments:* H.R. 2528, amended, to amend the Economy Act to provide that all departments and agencies may obtain materials or services from other agencies by contract (passed by a yea-and-nay vote of 356 yeas to 43 nays, Roll No. 37);

**Pages 5024-5025**

*Federal Grant and Cooperative Agreement Act amendments:* H.R. 3943, to amend the Federal Grant and Cooperative Agreement Act. Subsequently, this passage was vacated, and S. 892, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President;

**Pages 5025-5026**

*National Housing Act extension:* H.R. 5708, to amend section 235 of the National Housing Act (passed by a yea-and-nay vote of 341 yeas to 54 nays, Roll No. 38); and

**Pages 5026-5028**

*Flexible and Compressed Work Schedule Act extension:* S. 2254, to temporarily extend the authority to conduct experiments in flexible schedules and compressed schedules under the Federal Employees Flexible and Compressed Work Schedules Act of 1978 (passed by a yea-and-nay vote of 361 yeas to 33 nays, Roll No. 39)—clearing the measure for the President.

**Pages 5029-5035**

**Suspension Failed—Camden, South Carolina Preservation:** House failed to suspend the rules and pass S. 146, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina (failed by a yea-and-nay vote of 243 yeas to 152 nays, Roll No. 34, two-thirds of those present not voting in favor).

**Pages 5003-5005**

**Presidential Message—Enterprise Zone Tax Act of 1982:** Received and read a message from the President wherein he transmits proposed legislation to authorize the establishment of an Enterprise Zone program—referred to the Committee on Ways and Means and the Committee on the Judiciary and ordered printed (H. Doc. 97-157).

**Page 5026**

**Late Report:** Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982. Earlier, objection was heard to a similar request.

**Page 5013**

**Intelligence Identities Protection:** House disagreed to the Senate amendments to H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources, and agreed to a conference. Appointed as conferees: Representatives Boland, Mazzoli, Fowler, Hamilton, Mineta, Rodino, Edwards of California, Robinson, Ashbrook, McClory, and Hyde.

**Page 5041**

## *Committee Meetings*

### FARMERS HOME ADMINISTRATION

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development held a hearing on credit policies of the Farmers Home Administration. Testimony was heard from departmental witnesses.

### CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development began markup of H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act.

Will continue tomorrow.

### FIFRA

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture began markup of H.R. 5203, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1981.

Subcommittee recessed subject to call.

### CONTINUING AND SUPPLEMENTAL APPROPRIATIONS

*Committee on Appropriations:* Ordered reported the following: H.J. Res. 409, making further continuing appropriations for fiscal year 1982 and H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on Economic Research Service, Statistical Reporting Service and World Agricultural Outlook Board. Testimony was heard from departmental witnesses.

## COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies met in executive session to hear testimony from Alexander M. Haig, Jr., Secretary of State.

## DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on the Guard and Reserve. Testimony was heard from the following officials of the Department of Defense: Dr. Edward Philbin, Deputy Assistant Secretary of Defense for Reserve Affairs; Lt. Gen. LaVerne E. Weber, Chief, National Guard Bureau, George Forschler, Deputy Assistant Secretary of the Air Force for Manpower Reserve Affairs and Logistics and from other departmental witnesses.

Hearings continue tomorrow.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Tennessee Valley Authority. Testimony was heard from the members of the Board of Directors of the TVA: Charles Dean, Chairman and S. David Freeman and Richard Freeman.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Oil and Gas Royalty Collections. Testimony was heard from James G. Watt, Secretary of the Interior; Milton Socolar, Special Assistant to the Comptroller General and David Linowes, Chairman, Commission on Fiscal Accountability of the Nation's Resources.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction met in executive session to hold a hearing on NATO Program and Host Nation Support. Testimony was heard from Robert A. Stone, Deputy Assistant Secretary of Defense (Facilities, Environment, and Economic Adjustment); George W. Bader, Deputy Principal Director of European and NATO Policy; Charles Groover, Deputy Assistant Secretary of Defense (Program Integration); T. J. Loveland, Director, Infrastructure and Logistics Division, U.S. Mission NATO and Gen. Charles A. Gabriel, Commander in Chief, U.S. Air Forces, Europe and Commander in Chief, Allied Air Forces, Europe.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on National Transportation Safety Board. Testimony was heard from Jim Burnett, Acting Chairman, National Transportation Safety Board.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Bureau of the Mint and Bureau of Engraving and Printing. Testimony was heard from the following officials of the Department of the Treasury: Donna Pope, Director, Bureau of the Mint and Harry Clements, Director, Bureau of Engraving and Printing.

## INTELLIGENCE BRIEFING; REPROGRAMMING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

The Committee also approved a pending reprogramming request.

Prior to this action, the Committee held a hearing on the pending reprogramming. Testimony was heard from Maj. Gen. James P. Maloney, Director, Weapons Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army.

## DOD BUDGET

*Committee on Armed Services:* Subcommittee on Readiness concluded hearings on the operations and maintenance portion of the fiscal year 1983 Defense budget request. Testimony was heard from Brig. Gen. Daniel B. Geran, Deputy Director, Air Force Budget, USAF.

## ARMY BUDGET

*Committee on Armed Services:* Subcommittee on Research and Development continued hearings on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Army budget request. Testimony was heard from the following officials of the Department of the Army: Jay R. Sculley, Assistant Secretary for Research, Development and Acquisition, Lt. Gen. James H. Merryman, Deputy Chief of Staff for Research, Development and Acquisition and Maj. Gen. Louis Menetrey, Director of Requirements, Office of the Deputy Chief of Staff for Operations and Plans.

Hearings continue tomorrow.

## DEBT MANAGEMENT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on Debt Management by the Treasury. Testimony was heard from Mark Stalnecker, Deputy Assistant Secretary for Federal Finance, Department of the Treasury; Steven Axelrode, Staff Director, Office of Monetary and Fiscal Policy, Board of Governors, Federal Reserve Board and public witnesses.

Hearings continue tomorrow.

## DEFENSE INDUSTRIAL BASE REVITALIZATION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization held a hearing on H.R. 5540, Defense Industrial Base Revitalization Act. Testimony was heard from William S. Long, Deputy Assistant Secretary for Acquisitions and Management, Department of Defense; John Morgan, Chief Staff Officer, Bureau of Mines, Department of the Interior; from the following officials of the Department of Commerce: Robert D. Wilson, Director, Office of Strategic Resources and Lawrence Brady, Assistant Secretary for Trade Administration and public witnesses.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from Representative Emerson; Richard Berman, Commissioner, Housing and Community Renewal, State of New York; John A. McCauley, Deputy Commissioner, Department of Housing and Community Development, Baltimore, Maryland and public witnesses.

Hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from Richard T. Pratt, Chairman, Federal Home Loan Bank Board; George Latimer, Mayor, St. Paul, Minnesota and public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on the impact of the Administration's proposed budget cuts on Title I (ESEA) programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## OVERSIGHT-COAL MINE DISASTERS

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the coal mine disasters which occurred in December of 1981 and January of 1982. Testimony was heard from representatives of the Mine Safety and Health Administration, Department of Labor.

Hearings continue April 6.

## NATIONAL TOURISM POLICY ACT AUTHORIZATION

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation, and Tourism held a hearing on the reauthorization of the National Tourism Policy Act. Testimony was heard from Representatives Boner and Heckler; Peter McCoy, Under Secretary of Commerce for Travel and Tourism and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of Clean Air Act Amendments.

Will continue tomorrow.

## NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance held an oversight and reauthorization hearing on the National Highway Traffic Safety Administration. Testimony was heard from Raymond Peck, Administrator, National Highway Traffic Safety Administration, Department of Transportation and public witnesses.

## FOREIGN ASSISTANCE FOR ISRAEL

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on the fiscal year 1983 foreign assistance request for Israel. Testimony was heard from Morris Draper, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State; Col. Homer McKalip, Chief, Near East South Asia Division, Operations Directorate, Defense Security Assistance Agency, Department of Defense and Russell Mischeloff, Israeli Desk Officer, AID.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations continued hearings on Religious persecution as a violation of human rights. Testimony was heard from Representative Porter and public witnesses.

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs held a joint hearing on the Caribbean Basin Initiative (Part I). Testimony was heard from Representative Dymally; Ambassador Robert Ryan, Director and Coordinator for Caribbean Basin Initiative, Department of State; Stephen L. Lande, Assistant U.S. Trade Representative for the Americas and Peter McPherson, Administrator, AID.

Hearings continue March 25.

## VISTA PROGRAM

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on ACTION's rationale for the proposed elimination of the VISTA program. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## COMMITTEE FUNDING

*Committee on House Administration:* Ordered reported as amended H. Res. 378, providing amounts from the contingent fund of the House for expenses of investigations and studies by standing and select committees of the House in the second session of the Ninety-seventh Congress and H. Res. 317, authorizing printing of the transcript of proceedings of the Committee on Energy and Commerce incident to presentation of a portrait of the Honorable John D. Dingell.

The Committee also considered other pending business.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 4848, entitled the "Gladys Noon Spellman Parkway"; H.R. 4568, to direct the Secretary of the Interior to release on behalf of the United States certain restrictions contained in a previous conveyance of land to the city of Albuquerque, New Mexico; and H.R. 4599, to establish a national policy to provide for the timely notice, conduct, approval, and record of Federal land surveys. Testimony was heard from Representatives Hoyer and Lujan; from the following officials of the Department of the Interior: Jack Fish, Regional Director, National Park Service and James Parker, Associate Director, Bureau of Land Management; Raymond M. Housley, Jr., Deputy Chief for National Forest System, U.S. Forest Service, USDA; Arthur Dorman, State Senator, Maryland; Parris Glendening, Councilman, Upper Marlboro, Maryland; Robert J. DiPietro, Mayor, Laurel, Maryland and public witnesses.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on authorization for Civil Rights Division, Department of Justice. Testimony was heard from public witnesses.

Hearings continue March 25.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on personal bankruptcies. Testimony was heard from L. Chandler Watson, Jr., U.S. Bankruptcy Judge, Northern District of Alabama; Hal J. Bonney, Jr., U.S. Bankruptcy Judge, Eastern District of Virginia; Beryl McGuire, U.S. Bankruptcy Court, Western District of New York and public witnesses.

Hearings continue March 25.

## MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment continued joint hearings on reauthorization of titles I and II of the Marine Protection, Research and Sanctuaries Act. Testimony was heard from Dr. John Knauss, National Advisory Committee on Oceans and Atmosphere; Edward I. Koch, Mayor, New York City and public witnesses.

Hearings continue March 26.

## AIR TRAFFIC CONTROL SYSTEM

*Committee on Public Works and Transportation:* Subcommittee on Aviation concluded hearings on the proposal of the FAA for modernization of the air traffic control system. Testimony was heard from public witnesses.

## WATER TRANSPORTATION SYSTEMS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the Nation's water transportation system, including coastal and Great Lakes ports, the St. Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Senator Mattingly; Representatives Matsui, Chappie, Harris, Ginn, Derwinski, McClory, Napier, Bonker and Alexander and public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Science and Technology:* Continued markup of H.R. 5842, National Science Foundation Authorization Act for fiscal years 1982 and 1983.

The Committee also began markup of H.R. [illegible], to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1983.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the fiscal year 1983 budget for the Department of Energy, with emphasis on Fossil Energy Research and Development Program. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## DOE AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production continued hearings on DOE authorization, with emphasis on Magnetic Fusion Energy Program. Testimony was heard from Representative Stark and from the following officials of the Department of Energy: Dr. Alvin W. Trivelpiece, Director, Office of Energy Research, Dr. James S. Kane, Deputy Director, Office of Energy Research and Dr. John F. Clarke, Acting Associate Director, Office of Fusion Energy.

Hearings continue tomorrow.

## PRODUCTIVITY

*Committee on Small Business:* Subcommittee on General Oversight held a hearing on productivity. Testimony was heard from Brian L. Usilaner, Director, National Productivity Group, GAO; John R. Stepp, Director, Office of Labor-Management Relations Services, Department of Labor and a public witness.

Hearings continue tomorrow.

## VA HOME LOAN GUARANTEE PROGRAM

*Committee on Veterans' Affairs:* Subcommittee on Housing and Memorial Affairs held a hearing on VA Home Loan Guaranty Program. Testimony was heard from Representatives Bennett and Young of Florida; Albert Glass, Director, Loan Guaranty Services, VA and public witnesses.

## DISABILITY AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Social Security began markup of H.R. 5700, Disability Amendments of 1982, and related bills.

Will continue tomorrow.

## CARIBBEAN BASIN INITIATIVE

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on the Administration's Caribbean Basin Initiative. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## DRUG LAW ENFORCEMENT

*Select Committee on Narcotics Abuse and Control:* Held a hearing on drug law enforcement. Testimony was heard from Rudolph Giuliani, Associate Attorney General, Department of Justice.

# *Wednesday, March 24, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages S268–S390*

**Bills Introduced:** Sixteen bills and four resolutions were introduced, as follows: S. 2265–2280, S.J. Res. 174, S. Con. Res. 77, and S. Res. 350–351.

Page S343

**Bills Reported:** Reports were made as follows:

S. 1936, requiring members of the National Transportation Safety Board to be chosen from individuals with expertise in specified fields, with an amendment. (S. Rept. No. 97–326)

Page S343

**Measures Passed:**

*Representation of Senate Legal Counsel:* Senate agreed to S. Res. 351, directing the Senate Legal Counsel to provide representation to Senate deponents in *Rae Hall, Ltd. et al. v. [illegible] Overseas Banking, Corp. and [illegible], Inc.*, Civil Action No. 79-182, before the U.S. District Court for the District of Delaware.

Page S390

*Regulatory Reform Act:* By unanimous vote of 9[illegible] yeas, Senate passed S. 1080, improving and modifying the Federal regulatory process, after taking action on further amendments proposed thereto, as follows:

Adopted:

(1) Leahy (for Durenberger and Sasser) unprinted amendment No. 852, amending the Federal Advisory Committee Act to facilitate communications between officers of the Federal Government and officials of State and local government.

Page S277

(2) By unanimous vote of 92 yeas, Levin unprinted amendment No. 854, requiring that changes in proposed regulation resulting from OMB intervention in a rulemaking be noted by the affected agency in the already required rulemaking file.

Page S287

(3) Chiles unprinted amendment No. 855, amending section 552(a)(1) of title 5, U.S. Code, to require the Chrysler Corporation Loan Guarantee Board to hold open meetings.

Page S290

Rejected:

Pressler unprinted amendment No. 853, to exempt Federal buildings containing facilities used by United States courts from the application of OMB Circular No. A-76, establishing policies for acquiring commercial or industrial products and services needed by the Government. (By 85 yeas to 9 nays, Senate tabled the amendment.) Page 5283

Pages 5276–5307

**Standby Petroleum Allocation Act of 1982:** By 58 yeas to 36 nays, two-thirds of the Senators present and voting not having voted in the affirmative, S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, upon reconsideration, failed to pass over the President's veto.

Pages 5306–5307

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senators Heinz and Pryor as Congressional Advisors to the U.S. Delegation to the United Nations World Assembly on Aging, to be held in Vienna, Austria, July 26 to August 6, 1982. Page 5332

**Messages From the House:** Page 5339

**Statements on Introduced Bills:** Pages 5343–5365

**Amendments Submitted for Printing:** Pages 5369–5372

**Committee Authority To Meet:** Page 5371

**Additional Statements:** Pages 5372–5373

**Record Votes:** Four record votes were taken today. (Total—63)

Pages 5284, 5291, 5297, 5331–5332

**Recess:** Senate convened at 10 a.m., and recessed at 6:58 p.m., until 12 noon, on Thursday, March 25, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 5373–5374.)

## *Committee Meetings*

### AUTHORIZATIONS—COMMODITY FUTURES TRADING COMMISSION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation began markup of S. 2109, authorizing funds for the Commodity Futures Trading Commission, but did not complete action thereon, and will meet again tomorrow.

### APPROPRIATIONS—COMMISSIONS/BOARDS/ACDA

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Representative Fascell, Chairman, Commission on Security and Cooperation in Europe; Frank Shakespeare, Chairman, Board for International Broadcasting; Robert E. Ward, Chairman, Japan-United States Friendship Commission; and Eugene V. Rostow, Director, U.S. Arms Control and Disarmament Agency.

Subcommittee will meet again on tomorrow.

### APPROPRIATIONS—ENERGY AND NUCLEAR REGULATORY COMMISSIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1983, receiving testimony on behalf of funds for their respective activities from Nunzio J. Palladino, Chairman, and Victor Gilinsky and Thomas M. Roberts, both Commissioners, all of the U.S. Nuclear Regulatory Commission; and C. M. Butler III, Chairman, Federal Energy Regulatory Commission.

Subcommittee will meet again on tomorrow.

### APPROPRIATIONS—TRANSPORTATION/ICC

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the National Highway Traffic Safety Administration, Department of Transportation from its Administrator, Raymond A. Peck, Jr.; and in behalf of funds for the Interstate Commerce Commission from Reese H. Taylor, Jr., Chairman, ICC.

Subcommittee will meet again on tomorrow.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces approved for full committee consideration with amendments, those provisions which fall within the subcommittee's jurisdiction of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Sea power and Force Projection began markup of those provisions which fall within the jurisdiction of the subcommittee of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Manpower and Personnel concluded hearings on those provisions which fall within its jurisdiction of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, after receiving testimony from General John R. Guthrie (USA, Ret.), Association of the United States Army, Arlington, Virginia; Maj. General J. Milnor Roberts (Ret.), Reserve Officers Association; Maj. General Francis S. Greenlief (NGUS, Ret.), National Guard Association; and

Sgt. Major C. A. McKinney (USMC, Ret.), Non Commissioned Officers Association, all of Washington, D.C.; Colonel George F. Hennrikus (USAF, Ret.), Retired Officers Association, and Captain Curtin R. Coleman II (USN, Ret.), Naval Reserve Association, both of Alexandria, Virginia; and SMCM John Thomas (USN, Ret.), Navy Enlisted Reserve Association, Falls Church, Virginia.

Subcommittee will begin markup of those provisions of S. 2248 on tomorrow.

## NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of Preston Martin, of California, to be a Member and Vice Chairman of the Board of Governors of the Federal Reserve System, after the nominee, who was introduced by Senators Hayakawa and Cranston, testified and answered questions in his own behalf.

## THREE MILE ISLAND CLEANUP

*Committee on Energy and Natural Resources:* Committee began markup of S. 1606, establishing a Federal supplemental property insurance fund for nuclear powerplants, and providing funds for the cleanup of the damaged Three Mile Island Unit No. 2 nuclear power reactor (TMI-2), but did not complete action thereon, and will meet again on Wednesday, March 31.

## RECIPROCAL TRADE

*Committee on Finance:* Subcommittee on International Trade held hearings on S. 2094 and related proposals, establishing the concept of reciprocity of market access as an objective for U.S. trade policy where American products are competitive, receiving testimony from Senator Glenn, Ambassador William E. Brock, United States Trade Representative, and Malcolm Baldrige, Secretary of Commerce.

Hearings were recessed subject to call.

## NOMINATION/BRIEFING

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Paul H. Nitze, of Maryland, to be Ambassador while serving as head of the U.S. delegation to the Intermediate Range Nuclear Forces negotiations, after the nominee testified and answered questions in his own behalf.

Prior to the nomination hearing, the committee held a closed briefing to discuss progress achieved to date in the Intermediate Range Nuclear Forces negotiations, receiving testimony from Mr. Nitze.

## IRS TAXPAYER ASSISTANCE

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management held oversight hearings to examine the impact of reductions in the Internal Revenue Service's taxpayer assistance programs, receiving testimony from Senator Roth; Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service; William J. Anderson, Director, General Government Division, General Accounting Office; Deborah H. Schenk, Harvard Law School, Cambridge, Massachusetts; and Jerome Kurtz and Donald C. Alexander, both former Commissioners of the Internal Revenue Service.

Hearings were recessed subject to call.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of Robert E. Coyle, to be U.S. District Judge for the Eastern District of California, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions in his own behalf.

## VOTING RIGHTS EXTENSION

*Committee on the Judiciary:* Subcommittee on the Constitution approved for full committee consideration with an amendment S. 1992, extending the effect of certain provisions of the Voting Rights Act of 1965.

## PHYSICAL PROTECTION OF NUCLEAR MATERIALS

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 1446, implementing the Convention for the Physical Protection of Nuclear Material, which establishes an international framework for improving the physical protection of nuclear material when shipped between countries and improves international cooperation for the recovery of stolen nuclear material, after receiving testimony from Richard T. Kennedy, Under Secretary of State for Management; Troy E. Wade, Deputy Assistant Secretary of Energy for Defense Programs; and Robert F. Burnett, Director, Division of Safeguards, Nuclear Regulatory Commission.

## TERRORISM IN SOUTHERN AFRICA

*Committee on the Judiciary:* Subcommittee on Security and Terrorism resumed hearings to examine international terrorism, focusing on the role of the Soviet Union, Cuba and East Germany in supporting terrorism in Southern Africa, receiving testimony from Nokonono Delphine Kave, former member of the African National Congress.

Hearings continue tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 5940–5957, and 7 resolutions, H.J. Res. 446, H. Con. Res. 295 and 296, and H. Res. 408–411 were introduced.

Pages 5416–5417

**Bills Reported:** Reports were filed as follows:

H. Res. 378, providing amounts from the contingent fund of the House for expenses of investigations and studies by standing and select committees of the House in the second session of the 97th Congress, amended (H. Rept. 97–470); and

H.R. 1826 and H.R. 1830, both private bills (H. Repts. 97–471 and 97–472, respectively).

Page 5416

**Journal:** By a yea-and-nay vote of 367 yeas to 25 nays with 1 voting "present", Roll No. 40, the House approved the Journal of Tuesday, March 23.

Page 5391

**Interparliamentary Union Conference:** The Speaker appointed as members of the delegation to attend the Conference of the Interparliamentary Union to be held in Lagos, Nigeria, April 12 to 17, 1982, the following Members on the part of the House: Representatives Pepper (chairman), Derwinski (vice chairman), Fountain, Conyers, Bowen, Devnas, Fauntroy, Won Pat, Broomfield, McClory, Coughlin, and Butler.

Page 5392

**Standby Petroleum Allocation Act:** Agreed that if a message is received from the Senate that it has passed S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage, the objection of the President to the contrary notwithstanding, that further consideration of the veto message in the House be postponed until Wednesday, March 31.

Page 5394

**Further Continuing Appropriations:** By a yea-and-nay vote of 299 yeas to 103 nays, Roll No. 41, the House passed H.J. Res. 409, making further continuing appropriations for the fiscal year 1982.

Rejected a motion to recommit the joint resolution to the Committee on Appropriations.

Pages 5397–5404

**Adjournment:** Met at 3 p.m. and adjourned at 5:17 p.m.

## *Committee Meetings*

### CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development approved for full committee action H.R. 5831, amended, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act.

### FOOD STAMP PROGRAM

*Committee on Agriculture:* Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition continued hearings on the food stamp program. Testimony was heard from Mary Jarratt, Assistant Secretary for Food and Consumer Services, USDA; John Graziano, Inspector General, USDA; Henry Eschwege, Director, Community and Economic Development Division, GAO; and public witnesses.

Hearings continue tomorrow.

### MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities continued hearings on H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard from Representatives Hillis, Mavroules, Skelton, Gonzalez, Alexander, Madigan, Barnard, Panetta, and Martin of New York; and a public witness.

Hearings continue tomorrow.

### MILITARY MANPOWER

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1983 Defense budget request, focusing on military health care delivery. Testimony was heard from Dr. John F. Beary III, Acting Assistant Secretary for Health Affairs, Department of Defense; Lt. Gen. B. T. Mittemeyer, Surgeon General of the Army; VAdm. J. William Cox, Surgeon General of the Navy; Lt. Gen. Paul W. Myers, Surgeon General of the Air Force; Lt. Gen. Howard W. Leaf, Inspector General of the Air Force; Theodore Wood, Director, Office of the Civilian Health and Medical Program of the Uniformed Services; and a public witness.

### MILITARY PROCUREMENT

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request. Testimony was heard from Charles W. Bernard, Director of Land Warfare, Tactical Warfare Programs, Department of Defense; Maj. Gen. Lawrence F. Skibbie, Jr., Director of Combat Support Systems, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army; RAdm. J. P. Jones, Vice Commander, Naval Facilities Engineering Command, Department of the Navy; Brig. Gen. W. G. Carson, Jr., Director of Materiel Division, Installations and Logistics Department, U.S.

Marine Corps; Brig. Gen. William P. Bowden, Deputy Director of Logistics, Plans and Programs, Department of the Air Force; Donald C. Latham, Deputy Under Secretary for Communications, Command, Control and Intelligence, Department of Defense; and Maj. Gen. Robert J. Donahue, USA, Director, Joint Tactical Communications (TRI–TAC), Department of Defense.

## DEFENSE BUDGET REQUEST

*Committee on Armed Services:* Subcommittee on Research and Development continued hearings on the RDT & C portions of the fiscal year 1983 Army budget request, on the F–15 and F–16, and on programs of special interest, including Air Force tactical air programs, the C–17, the Department of Defense bionetics program and the role of universities in Department of Defense research. Testimony was heard from Representative Gephardt; Major General Grayson D. Tate, Jr., Program Manager, Ballistic Missile Defense; and public witnesses.

## DEFENSE BUDGET REQUEST

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the shipbuilding portions of the fiscal year 1983 Defense budget request. Testimony was heard from John F. Lehman, Jr., Secretary of the Navy; Adm. Thomas B. Hayward, Chief of Naval Operations; Gen. Robert H. Barrow, Commandant of the Marine Corps; RAdm. S. J. Hostettler, Director, Surface Combat Systems Division, Office of the Chief of Naval Operations; and RAdm. Richard A. Miller, Director, Office of Budget and Reports, Office of the Comptroller, Department of the Navy.

## COMMODITY FUTURES TRADING COMMISSION

*Committee on Appropriations:* Subcommittee on Agriculture held a hearing on the Commodity Futures Trading Commission. Testimony was heard from Philip McBride Johnson, Chairman, Commodity Futures Trading Commission.

## ICA-JAPAN-UNITED STATES FRIENDSHIP COMMISSION

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on the International Communication Agency and the Japan-United States Friendship Commission. Testimony was heard from Charles G. Wick, Chairman, ICA, and Robert Ward, Chairman, Japan-United States Friendship Commission.

## ARMY-NAVY GUARD AND RESERVE PROGRAMS

*Committee on Appropriations:* Subcommittee on Defense held hearings regarding the Army and Navy Guard and Reserve Programs. Testimony was heard from Fred Davidson III, Deputy Assistant Secretary of the Navy for Reserve Affairs, and Harry N. Walters, Assistant Secretary of the Army for Manpower and Reserve Affairs.

## APPALACHIAN REGIONAL COMMISSION

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on the Appalachian Regional Commission. Testimony was heard from John Y. Brown, Jr., Governor of Kentucky, States Co-chairman, and Albert P. Smith, Jr., Federal Co-chairman, Appalachian Regional Commission.

## REFUGEE AFFAIRS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Refugee Affairs, Department of State. Testimony was heard from Ambassador Richard D. Vine.

## SYN-FUELS AND NAVAJO-HOPI RELOCATION

*Committee on Appropriations:* Subcommittee on the Interior held hearings on the Syn-Fuels Corporation and the Navajo-Hopi Relocation Commission. Testimony was heard from Edward Noble, Chairman, Syn-Fuels Corporation, and Hawley Atkinson, Chairman, Navajo-Hopi Relocation Commission.

## MINE SAFETY, LABOR STATISTICS, OSHA

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held hearings on the Mine Safety and Health Administration, the Bureau of Labor Statistics, and the Occupational Safety and Health Administration. Testimony was heard from Ford B. Ford, Assistant Secretary for Mine Safety, Department of Labor; Janet L. Norwood, Commissioner of Labor Statistics; and Thorne G. Auchter, Assistant Secretary of Labor.

## MILITARY CONSTRUCTION PROGRAM, FAMILY HOUSING PROGRAM

*Committee on Appropriations:* Subcommittee on Military Construction held hearings on the Reserve Components, Military Construction, and the Family Housing Construction Program. Testimony was heard from Brig. Gen. Herbert R. Temple, Jr., Deputy Director, Army National Guard; Brig. Gen. Carl D. McIntosh, Deputy Chief, Army Reserve; RAdm. W. R. Daniels, Deputy Chief, Naval Reserve; Brig. Gen. Wes P. Chambers, Deputy Director, Air National Guard; James C. Wahleithner, Deputy Chief, Air Force Reserve; Brig. Gen. Norman G. Delbridge, Jr., Assistant Chief of Engineers; Capt. William G. Matthews, Program Manager for Housing, Naval Facilities Engineering Command; and Col. Mario Ginnetti, Chief, Housing Dision, Directorate of Engineering and Services, U.S. Air Force.

## NATIONAL HIGHWAY TRAFFIC SAFETY, WMATA

*Committee on Appropriations:* Subcommittee on Transportation held hearings on the National Highway Traffic Safety Administration and the Washington Metro Area Transit Authority. Testimony was heard from Raymond Peck, Administrator, National Highway Traffic Safety Administration, and Richard Page, General Manager, WMATA.

## GOVERNMENT FINANCIAL OPERATIONS, PUBLIC DEBT

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, General Government held hearings on the Bureau of Government Financial Operations and the Bureau of Public Debt, U.S. Savings Bond Division. Testimony was heard from Paul Taylor, Fiscal Assistant Secretary, Department of the Treasury; William Douglas, Commissioner of the Bureau of Government Financial Operations; and W. M. Gregg, Acting Commissioner of the Bureau of Public Debt.

## DEBT MANAGEMENT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy continued hearings on debt management by the Treasury. Testimony was heard from public witnesses.

## DEFENSE INDUSTRIAL BASE REVITALIZATION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization approved for full committee action H.R. 5540, amended, Defense Industrial Base Revitalization Act.

## HOME MORTGAGE STABILITY ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on H.R. 5568, Home Mortgage Stability Act. Testimony was heard from William Isaac, Chairman, FDIC; Richard Pratt, Chairman, FHLBB; and Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from Donald Regan, Secretary of the Treasury.

## ESEA BUDGET

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education, continued oversight hearings on the impact of the Administration's proposed budget cuts on title I (ESEA) programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## EMPLOYMENT PROGRAMS

*Committee on Education and Labor:* Subcommittee on Human Resources held a hearing on the proposed elimination of employment programs for the low-income elderly funded by the Community Service Employment Program under title V of the Older Americans Act. Testimony was heard from Malcolm Lovell, Under Secretary of Labor; and public witnesses.

## STUDENT LOANS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education considered, but took no action on: H. Res. 373, expressing the sense of the House of Representatives concerning guaranteed student loans for graduate and professional students; H. Res. 375, expressing the sense of the House of Representatives that graduate and professional students should remain eligible for certain guaranteed student loans; and H. Res. 384, to express the sense of the House of Representatives with respect to funding of Pell grants.

## CLEAN AIR ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Health and the Environment approved for full committee action H.R. 5252, Clean Air Act Amendments.

## TELECOMMUNICATIONS

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance began markup on H.R. 5158, to amend the Communications Act of 1934, to revise provisions of the Act relating to telecommunications.

Markup will continue tomorrow.

## BROADCASTING TO CUBA

*Committee on Foreign Affairs:* Ordered reported H.R. 5427, amended, Radio Broadcasting to Cuba, Incorporated.

## SEA LANE SECURITY

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs, continued hearings on H. Con. Res. 172, relating to sea lane security; and on United States defense policy toward Japan. Testimony was heard from Representative Findley and public witnesses.

## OIL OVERCHARGE FUNDS

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on the failure of the Department of Energy to release certain oil company overcharge funds. Testimony was heard from Representative Heckler, Raymond Hanzlik, Administrator, Economic Regulatory Administration, Department of Energy; R. Tenney Johnson, General Counsel, Department of Energy; and a public witness.

## VISTA PROGRAM

*Committee on Government Operations:* Subcommittee on Manpower and Housing continued hearings on ACTION's rationale for the proposed elimination of the VISTA program. Testimony was heard from Representative Simon and a public witness.

## FDR MEMORIAL

*Committee on House Administration:* Held a hearing on H.J. Res 196, H.J. Res. 400, and S.J. Res. 95, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial. Testimony was heard from Senator Hatfield, Representatives Pepper, and Fish; Eugene Keogh, Chairman of the FDR Memorial Commission and a public witness.

## RECLAMATION DAMS—LAND EXCHANGE

*Committee on Interior and Insular Affairs:* Ordered reported H.R. 3208, amended, to amend the Reclamation Safety Dams Act of 1978; and H.R. 3589, amended, to authorize the exchange of certain land held by the Navajo Tribe and the Bureau of Reclamation.

Prior to this action, the Subcommittee on Water and Power Resources approved H.R. 3208 for full committee action.

## COPYRIGHT LAW

*Committee on the Judiciary:* Began mark up on H.R. 3560, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions; but did not complete action thereon.

## EXTRADITION

*Committee on the Judiciary:* Subcommittee on Crime approved for full committee action a clean bill, to be introduced, in lieu of H.R. 5227, to amend title 18 of the United States Code with respect to extradition.

## COAST GUARD AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation continued hearings on H.R. 5617, Coast Guard Authorization Act for 1983. Testimony was heard from Representative Stangeland; Darrell Trent, Deputy Secretary of Transportation, Department of Transportation; Admiral John B. Hayes, Commandant, USCG; and public witnesses.

## WATER TRANSPORTATION

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on the improvement, operation, maintenance and financing of the Nation's water transportation system, including coastal and Great Lakes ports, the Saint Lawrence Seaway, and the inland and intracoastal waterways. Testimony was heard from Senator Warner, Representative Lott, Charles Swinburn, Deputy Assistant Secretary, Policy and International Affairs, Department of Transportation; Edward Kimbrel, Associate Deputy Administrator, Agricultural Marketing Service and Merrill Marksman, Assistant Deputy Administrator, Commodity Operations, both of the Department of Agriculture; Paul Hyman, Director of Transportation and Distribution Policy, Department of Defense; Allen W. Beres, Commissioner, Transportation and Public Utilities Service, General Services Administration; and public witnesses.

## CONGRESSIONAL OVERSIGHT

*Committee on Rules:* Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981; Section 1 of H. Res. 100, Committee Improvement Amendments of 1981. Testimony was heard from public witnesses.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the Department of Energy Authorization, fossil energy. Testimony was heard from Representative Murtha and public witnesses.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production, continued hearings on the Department of Energy Authorization, magnetic fusion energy. Testimony was heard from public witnesses.

## PRODUCTIVITY

*Committee on Small Business:* Subcommittee on General Oversight held a hearing on the productivity crisis. Testimony was heard from Eglis Milbergs, Director, Office of Productivity, Technology, and Innovation, Department of Commerce; and public witnesses.

## SMALL BUSINESS CAPITAL

*Committee on Small Business:* Subcommittee on Tax, Access to Equity Capital and Business Opportunities held a hearing on H.R. 5302, Small Business Venture Capital Act of 1981. Testimony was heard from Edwin T. Holloway, Associate Administrator for nance and Investment, Small Business Administration, and public witnesses.

### COMPUTER APPLICATIONS

*Committee on Veterans' Affairs:* Subcommittee on Oversight and Investigations held a hearing on the status of computer plans and applications in the Departments of Medicine and Surgery and Veterans Benefits. Testimony was heard from Charles Hagel, Deputy Administrator, Veterans' Administration.

### DISABILITY AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Social Security began markup of H.R. 5700, and related bills, Disability Amendments of 1982.

Markup continues tomorrow.

### CARIBBEAN BASIN INITIATIVE

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on the Caribbean Basin Initiative. Testimony was heard from public witnesses.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, March 25, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 5498–5582*

**Bills introduced:** Six bills and two resolutions were introduced, as follows: S. 2281–2286 and S.J. Res. 175–176.

Page 5546

**Bills Reported:** Reports were made as follows:

S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, with amendments (with additional views) (S. Rept. No. 97-327).

Page 5546

**Measures Passed:**

*Pentecostal Russian Families:* Senate agreed to H. Con. Res. 100, expressing the sense of the Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate.

S. Con. Res. 76, Senate companion measure, was indefinitely postponed.

Pages 5501–5502

*Interstate Compact to Conserve Oil and Gas:* Senate passed S.J. Res. 111, consenting to an extension and renewal of the interstate compact to conserve oil and gas.

Pages 5502–5504

*Procedures for Interception of Wire or Oral Communications:* Senate passed with amendments S. 1640, revising certain provisions of the Federal Criminal Code imposing additional procedural requirements for the interception of wire or oral communications.

Pages 5504–5505

*Select Committee to Investigate Law Enforcement Undercover Activities of Components of the Department of Justice:* Senate agreed to S. Res. 350, establishing a select committee to conduct an investigation of the activities of components of the Department of Justice in connection with their law enforcement undercover operations and to recommend such legislation as the committee deems necessary or desirable.

Pages 5517–5518

**Lands Exchange:** Senate concurred in the amendments of the House to S. 634, authorizing the exchange of certain lands in Idaho and Wyoming, clearing the measure for the President.

Page 5501

**Competitive Export Financing Act:** Senate considered S. 868, directing the Export-Import Bank of the United States to adopt export finance programs comparable in structure to those measures of official export credits offered by competing countries, with committee amendments thereto.

The bill (S. 868) was returned to the calendar, by unanimous consent.

Pages 5577–5581

**Nominations:** Senate received the following nominations:

James L. Fyke, to be U.S. Marshal for the Central District of Illinois.

Lawrence Y. Goldberg, of Rhode Island, to be General Counsel of the Federal Labor Relations Authority.

Joseph R. Wright, Jr., of New York, to be Deputy Director of the Office of Management and Budget.

Page 5582

**Messages from the President:** Page 5544

**Messages from the House:** Pages 5544–5545

**Measures Referred:** Page 5544

**Measures Ordered Held at Desk:** Page 5545

**Communications:** Page 5545

**Statements on Introduced Bills:** Pages 55461–5563

**Notices of Hearings:** Page 5564

| | |
|---|---|
| Committee Authority to Meet: | Page 5565 |
| Additional Statements: | Pages 5565–5577 |
| Nominations: | Page 5582 |

**Recess:** Senate convened at 12 noon, and recessed at 3:02 p.m., until 12 noon, on Monday, March 29, 1982.

## *Committee Meetings*

### AUTHORIZATIONS—COMMODITY FUTURES TRADING COMMISSION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation approved for full committee consideration with amendments S. 2109, authorizing funds for the Commodity Futures Trading Commission.

### APPROPRIATIONS—FHA/REA/AGRICULTURAL OUTLOOK

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Agriculture, receiving testimony in behalf of funds for the Farmers Home Administration from Frank W. Naylor, Jr., Under Secretary of Agriculture for Small Community and Rural Development, and Charles W. Shuman, Administrator, Farmers Home Administration; in behalf of funds for the Rural Electrification Administration and Office of Rural Development Policy from Harold V. Hunter, Administrator, Rural Electrification Administration, and Willard Phillips, Jr., Acting Deputy Director, Office of Rural Development Policy, both of the Department of Agriculture.

The Subcommittee also discussed the general agriculture outlook, receiving testimony from John R. Block, Secretary, Richard E. Lyng, Deputy Secretary, William G. Lesher, Assistant Secretary for Economics, J. Dawson Ahalt, Deputy Assistant Secretary for Economics, and Stephen B. Dewhurst, Budget Officer, all of the Department of Agriculture.

Subcommittee will meet again tomorrow.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for Navy programs from John F. Lehman, Jr., Secretary of the Navy, Admiral Thomas B. Hayward, Chief of Naval Operations, General Robert H. Barrow, Commandant of the Marine Corps, and Rear Admiral Richard A. Miller, Director of Navy Budget and Reports.

Subcommittee will meet again on Wednesday, March 31.

### APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1983 for energy and water development programs, receiving testimony from Senators Exon and Hayakawa; Representatives Shumway and Fiedler; and numerous public witnesses.

Hearings continue on Monday, March 29.

### APPROPRIATIONS—INDIAN EDUCATION/PENNSYLVANIA AVENUE DEVELOPMENT CORP/NAVAJO AND HOPI INDIANS

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Monika E. Harrison, Acting Assistant Secretary of Education for Elementary and Secondary Education, (Indian Education Programs); Max N. Berry, Chairman, Pennsylvania Avenue Development Corporation; and Hawley Atkinson, Chairman, Navajo and Hopi Indian Relocation Commission.

Subcommittee will meet again on Wednesday, March 31.

### APPROPRIATIONS—TRANSPORTATION

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Transportation, receiving testimony in behalf of funds for the Federal Highway Administration from Raymond A. Barnhart, Administrator, FHA; and in behalf of funds for the Office of the Secretary from Darrell Trent, Deputy Secretary of Transportation.

Subcommittee will meet again on Monday, March 29.

### APPROPRIATIONS—ICA/CHRYSLER LOAN BOARD

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Lachlan W. Seward, Acting Director, Office of Chrysler Finance, Department of the Treasury, and Charles Z. Wick, Director, International Communication Agency.

Subcommittee will meet again on Tuesday, April 20.

## BATF REORGANIZATION

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government approved for full committee consideration an alternative reorganization plan for the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, providing for the transfer of its functions to the U.S. Secret Service and U.S. Customs Service.

## NUCLEAR WASTE DISPOSAL

*Committee on Armed Services:* Committee ordered favorably reported with amendments S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants.

Also, committee ordered favorably reported 3,182 routine nominations in the Army, Navy and Marine Corps.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Manpower and Personnel approved for full committee consideration with amendments those provisions which fall within its jurisdiction of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Preparedness approved for full committee consideration those provisions which fall within the jurisdiction of the subcommittee of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* Subcommittee on Seapower and Force Projection approved for full committee consideration with amendments to those provisions which fall within the jurisdiction of the subcommittee of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

## AUTHORIZATIONS—NATIONAL SCIENCE FOUNDATION

*Committee on Commerce, Science and Transportation:* Subcommittee on Science, Technology and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Science Foundation, after receiving testimony from John B. Slaughter, Director, and Donald N. Langenberg, Deputy Director, both of the National Science Foundation.

## STRATEGIC PETROLEUM RESERVE

*Committee on Energy and Natural Resources:* Subcommittee on Energy and Mineral Resources resumed oversight hearings to review the capacity, distribution and status of the strategic petroleum reserve, receiving testimony from Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; John H. Lichtblau, Petroleum Industry Research Foundation Inc., New York City; Alvin L. Alm, Harvard University, Cambridge, Massachusetts; Charles J. DiBona, American Petroleum Institute, John G. Buckley, and Leonard P. Steuart II, both on behalf of Independent Fuel Terminal Operators Association, and Peter Luciano, Transportation Institute, all of Washington, D.C.; William W. Carmichael, Bethlehem Steel Corporation, Bethlehem, Pennsylvania, on behalf of the American Iron and Steel Institute; Randall F. Montgomery, Saltville Underground Storage Company, Montgomery, Texas; and Cecil A. Wooten, Steel Plate Fabricators Association, Chicago, Illinois.

Hearings were recessed subject to call.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon and will meet again on Tuesday, March 30.

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Relations:* Committee held hearings on the President's proposed Caribbean Basin Initiative, receiving testimony from William E. Brock, U.S. Trade Representative; Walter J. Stoessel, Jr., Deputy Secretary of State; M. Peter McPherson, Administrator, Agency for International Development; Marc Leland, Assistant Secretary of the Treasury for International Affairs; Raymond J. Waldmann, Assistant Secretary of Commerce for International Economic Policy; Leo Mayer, Associate Administrator, Foreign Agricultural Service, Department of Agriculture; Puerto Rico Governor Carlos Romero Barcelo, and Puerto Rico Resident Commissioner Baltasar Corrada; and Virgin Islands Governor Juan Louis, and Virgin Islands Delegate Ron deLugo.

Hearings continue on Wednesday, March 31.

## INSPECTORS GENERAL

*Committee on Governmental Affairs:* Committee concluded hearings on S. 2274, S. 1932, and H.R. 2098, bills establishing an Office of Inspector General in the Departments of Defense, Justice, and the Treasury, and in the Agency for International Development, after receiving testimony from Senator Bentsen; Frank C. Carlucci, Deputy Secretary of Defense and Joseph Sherrick, Assistant to the Secretary of Defense for Oversight and Investigations; Edward C. Schmults, Deputy Attorney General, Department of Justice; and Margery Waxman, Deputy General Counsel, Department of the Treasury.

### A.T. & T. DIVESTITURE

*Committee on the Judiciary:* Committee concluded hearings on the proposed divestiture of American Telephone and Telegraph, focusing on its effect on local rates, after receiving testimony from Mark S. Fowler, Chairman, and Joseph R. Fogarty, Commissioner, both of the Federal Communications Commission; Bernard J. Wunder, Jr., Assistant Secretary of Commerce for Communications & Information; Louise McCarren, Public Service Board, Montpelier, Vermont; Susan Shanaman, Pennsylvania Public Utilities Commission, Harrisburg; Edward F. Burke, National Association of Regulatory Utility Commissioners, Providence, Rhode Island; Robert Brickman, Arizona Assistant Attorney General, Phoenix; and John W. Wilson, J. W. Wilson & Associates, Inc., Washington, D.C.

### EXCLUSIONARY RULES

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 101, S. 751, and relevant portions of S. 1995, bills to eliminate or establish an alternative to the exclusionary rule in Federal criminal proceedings, after receiving testimony from Judge Malcolm R. Wilkey, Circuit Judge, U.S. Court of Appeals for the District of Columbia; Wayne LaFave, University of Illinois School of Law, Urbana; Robert Blakey, Notre Dame Law School, South Bend, Indiana; and Yale Kamisar, University of Michigan Law School, Ann Arbor.

### TERRORISM IN SOUTHERN AFRICA

*Committee on the Judiciary:* Subcommittee on Security and Terrorism continued hearings to examine international terrorism, focusing on the role of the Soviet Union, Cuba and East Germany in supporting terrorism in Southern Africa, receiving testimony from Ephraim Mfalapitsa, Bartholomew Hlapane, and Jerrey Motutuzele, all former members of the African National Congress.

Hearings continue on Monday, March 29.

### AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* Subcommittee on the Budget approved for full committee consideration proposed authorizations for fiscal year 1983 for the intelligence community.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 16 public bills, H.R. 5958–5973; 2 private bills, H.R. 5974 and 5975; and 1 resolution, H. Res. 412 were introduced.

Page 5495

**Bill Reported:** One report was filed as follows: H.R. 5145, to amend title 5, United States Code, to provide training opportunities for employees under the Office of the Architect of the Capitol and the Botanic Garden (H. Rept. 97–473).

Page 5495

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of March 31.

Page 5469

**Adjournment:** Met at 11 a.m. and adjourned at 1:39 p.m.

## *Committee Meetings*

### FIREARMS

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture approved for full committee action H.R. 2035, amended, to authorize certain employees of the Department of Agriculture to carry firearms in the performance of their duties.

Subcommittee also continued markup on H.R. 5203, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1981, but did not complete action thereon.

### FOOD STAMP PROGRAM

*Committee on Agriculture:* Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on the food stamp program. Testimony was heard from public witnesses.

### FOREIGN AGRICULTURAL SERVICE

*Committee on Appropriations:* Subcommittee on Agriculture held hearings on the Foreign Agricultural Service and the Office of International Cooperation and Development. Testimony was heard from Seeley Lodwick, Under Secretary for International Affairs and Commodity Program, Department of Agriculture; Richard A. Smith, Administrator, Foreign Agriculture Service; and Joan S. Wallace, Administrator, Office of International Cooperation and Development.

## EUROPEAN SECURITY, RADIO TO CUBA, MARITIME ADMINISTRATION, MARINE MAMMAL COMMISSION

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-the Judiciary and Related Agencies held hearings on the Commission on Security and Cooperation in Europe, Radio Broadcasting to Cuba, the Maritime Administration, and the Marine Mammal Commission. Testimony was heard from Representative Fascell; Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; Admiral H. E. Shear, Administrator, Maritime Administration; and Dr. James Nofziger, Chairman, Marine Mammal Commission.

## ENERGY AND WATER APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development heard testimony from Members of Congress and public witnesses on the fiscal year 1983 Energy and Water Appropriations bill.

## AID AND AFRICA

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on AID and Africa. Testimony was heard from Frank S. Ruddy, Assistant Administrator for Africa, AID, and Chester Crocker, Assistant Secretary for African Affairs, Department of State.

## INTERIOR DEPARTMENT

*Committee on Appropriations:* Subcommittee on the Interior heard testimony from Secretary James Watt on the Department of the Interior.

## EMPLOYMENT AND TRAINING ADMINISTRATION

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on the Employment and Training Administration. Testimony was heard from Albert Angrisani, Assistant Secretary for Employment and Training, Department of Labor.

## NATIONAL HIGHWAY TRAFFIC SAFETY

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on the National Highway Traffic Safety Administration. Testimony was heard from Raymond Peck, Administrator, National Highway Traffic Safety Administration.

## PROCUREMENT PROCEDURES

*Committee on Armed Services:* Had a briefing on the findings and conclusions of the Defense Procurement Procedures Panel. Testimony was heard from Representative McCurdy.

## MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities continued hearings on H.R. 5561, to authorize certain construction at military installations for fiscal year 1983. Testimony was heard from Representative Watkins; Thomas V. Bee, Office of the Deputy Assistant Secretary for Facilities, Environment, and Economic Adjustment, Department of Defense; Major General Francis S. Greenlief, Executive Vice President, National Guard Association of the United States; and Major General J. Milnor Roberts, Executive Director, Reserve Officers Association of the United States.

## MILITARY MANPOWER

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1983 Defense budget request, focusing on Selective Service issues. Testimony was heard from Thomas K. Turnage, Director of Selective Service; and public witnesses.

## MILITARY PROCUREMENT

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portions of the fiscal year 1983 Defense budget request. Testimony was heard from Maj. Gen. Francis S. Greenlief, NGUS (Ret.), Executive Vice President, National Guard Association of the United States; Maj. Gen. J. Milnor Roberts, AUS (Ret.), Executive Director, Reserve Officers Association of the United States; Capt. Curtin R. Coleman II, USNR, President, Naval Reserve Association; Dr. Edward J. Philbin, Deputy Assistant Secretary for Reserve Affairs, Department of Defense; Maj. Gen. Emmett H. Walker, Director, Army National Guard; Maj. Gen. J. B. Conaway, Director, Air National Guard; Maj. Gen. William R. Berkman, Chief, Army Reserve; RAdm. Frederick F. Palmer, Chief of Naval Reserve; Maj. Gen. G. B. Crist, Deputy Chief of Staff for Reserve Affairs, Headquarters, U.S. Marine Corps; and Maj. Gen. Richard Bodycombe, Chief, Air Force Reserve.

## CONSUMABLE ITEMS MANAGEMENT

*Committee on Armed Services:* Subcommittee on Readiness held a hearing on the proposed transfer of management of consumable items from the military services to the Defense Logistics Agency. Testimony was heard from Senator Hatch; Representatives Matsui, Fazio, and Hansen, and representatives of the Department of Defense.

## DEFENSE BUDGET REQUEST

*Committee on Armed Services:* Subcommittee on Research and Development began hearings on the Communications, Command, Control, and Intelligence portion of the fiscal year 1983 Defense budget request. Testimony was heard from Donald C.

Latham, Deputy Under Secretary for Communications, Command, Control, and Intelligence, Department of Defense; Maj. Gen. D. L. Evans, USAF, Joint Program Manager (WMCCS); V. Adm. Gordon R. Nagler, USN, Director, Command and Control; and Lt. Gen. Richard C. Henry, Commander, Space Division, AF Systems Command.

## HOUSING & COMMUNITY DEVELOPMENT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from Representative Watkins; Charles Shuman, Administrator, Farmers Home Administration; Jeffrey Bragg, Administrator, Federal Insurance Administration.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from Richard Schweiker, Secretary of Health and Human Services.

## D.C. EDUCATION

*Committee on the District of Columbia:* Subcommittee on Judiciary and Education held an oversight hearing on vocational, technical, professional, alternative education, and career development in the District of Columbia. Testimony was heard from representatives of the D.C. government and public witnesses.

## ESEA BUDGET

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education, continued oversight hearings on the impact of the Administration's proposed budget cuts on title I (ESEA) programs. Testimony was heard from public witnesses.

## FARM LABOR

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing ports in nations contiguous to the United States. Testimony was heard from Jan Rosenak, Legislative Counsel, Interstate Commerce Commission; and a public witness.

## TELECOMMUNICATIONS

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance approved for full committee action H.R. 5158, amended, to amend the Communications Act of 1934, to revise provisions of the Act relating to telecommunications.

## FOREIGN AID REQUEST

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on the fiscal year 1983 supplemental Foreign Aid request. Testimony was heard from John Holdridge, Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; and David Schneider, Deputy Assistant Secretary of State, Bureau of Near Eastern and South Asian Affairs.

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs held a joint hearing on the Caribbean Basin Initiative. Testimony was heard from public witnesses.

## STATE SUPPLEMENTAL REQUEST

*Committee on Foreign Affairs:* Subcommittee on International Operations approved for full committee action a draft bill authorizing supplemental appropriations for fiscal year 1983 for the Department of State and the International Communication Agency.

## OIL AND GAS ROYALTY COLLECTION

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining approved for full committee action H.R. 5121, amended, to improve management of the oil and gas royalty collection system.

## CIVIL RIGHTS AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on the authorization for the Civil Rights Division, Department of Justice. Testimony was heard from public witnesses.

## JUDICIARY MISCELLANY

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full committee action the following: a clean bill, to be introduced, in lieu of H.R. 1937, Patent Term Restoration Act of 1981; H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions; and a clean bill, to be introduced, in lieu of H.R. 5870, to amend the manufacturing clause of the copyright law.

## CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 1647, and related bills, Criminal Code Revision Act of 1981. Testimony was heard from public witnesses.

## IMMIGRATION AND NATURALIZATION SERVICE

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law held an oversight hearing on the Immigration and Naturalization Service authorization. Testimony was heard from public witnesses.

## BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on personal bankruptcies. Testimony was heard from public witnesses.

## FISHERY CONSERVATION & MANAGEMENT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full committee action H.R. 5002, amended, to amend the Fishery Conservation and Management Act.

## FEDERAL PAY DELAYS

*Committee on Post Office and Civil Service:* Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4394, to authorize the pay of Federal employees to be continued during periods in which enactment of appropriations is delayed. Testimony was heard from Representatives Schroeder and Barnes; Joseph A. Morris, General Counsel, Office of Personnel Management; Rollee H. Efros, Associate General Counsel, General Accounting Office; and public witnesses.

## POSTAL REORGANIZATION ACT

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

## AIR TRAFFIC CONTROLLERS

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held a hearing on attitude of the working air traffic controllers toward the return of the dismissed controllers. Testimony was heard from a public witness.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications continued hearings on the Department of Energy Authorization: basic research. Testimony was heard from public witnesses.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production, continued hearings on the Department of Energy Authorization, electric energy systems, energy storage systems, and small scale hydroelectric programs. Testimony was heard from Joseph J. Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy; and public witnesses.

## NASA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials approved for full committee action their portion (aeronautical research and technology) of the NASA fiscal year 1983 authorization.

Subcommittee also approved certain Department of Energy transportation programs.

## VETERANS INSURANCE

*Committee on Veterans' Affairs:* Subcommittee on Compensation, Pension and Insurance held a hearing on Veterans Administration's insurance programs. Testimony was heard from S. W. Melidosian, Director, VA Regional Office and Insurance Center; Lt. Gen. R. Dean Tice, Deputy Assistant Secretary of Defense; and representatives of Veterans organizations.

## HOSPICE SERVICES

*Committee on Ways and Means:* Subcommittee on Health held a hearing on Medicare coverage of hospice services. Testimony was heard from Representatives Panetta and Courter; Paul Willging, Deputy Administrator of the Health Care Financing Administration; and public witnesses.

## CARIBBEAN BASIN INITIATIVE

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on the Caribbean Basin Initiative. Testimony was heard from public witnesses.

## DISABILITY AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Social Security approved for full committee action H.R. 5700, amended, Disability Amendments of 1982.

## PUBLIC ASSISTANCE—UNEMPLOYMENT

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation held a hearing on the Administration's fiscal year 1983 budget proposals and other public assistance and unemployment compensation proposals. Testimony was heard from Malcolm R. Lovell, Jr., Under Secretary of Labor; and David B. Swoap, Under Secretary, Department of Health and Human Services.

### INTELLIGENCE BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued executive hearings on the National Foreign Intelligence Program budget.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Monday, March 29, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 5617–5662*

**Bills Introduced:** Eleven bills were introduced, as follows: S. 2287–2297.

Page 5643

**Measure Passed:**

*National Housing Act Amendments:* Senate passed H.R. 5708, amending section 235 of the National Housing Act, after agreeing to Baker (for Lugar) unprinted amendment No. 856, in the nature of a substitute.

Senate insisted on its amendment, requested a conference with the House thereon and appointed as conferees Senators Garn, Tower, Lugar, Riegle, and Cranston.

Page 5660

Pages 5657–5660

**Further Continuing Appropriations, 1982:** Senate began consideration of H.J. Res. 409, making further continuing appropriations for fiscal year 1982.

Senate will further consider the measure on Tuesday, March 30.

Pages 5634–5637

**Nuclear Regulatory Commission Authorizations/Agreement:** Unanimous consent agreement was reached providing for further consideration of S. 1207, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, and H.R. 2330, House companion measure.

Senate will consider the bill and certain amendments proposed thereto on Tuesday, March 30, with final passage to occur thereon.

Page 5657

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senators Mathias, Simpson, McClure, Rudman, Inouye, Leahy, DeConcini, and Huddleston to the Select Committee to Investigate Law Enforcement Undercover Activities of Components of the Department of Justice.

Page 5617

**Confirmations:** Senate confirmed the following nominations:

Herman W. Nickel, of the District of Columbia to be Ambassador to the Republic of South Africa.

James L. George, of Maryland, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency.

James C. Sanders, of California, to be Administrator of the Small Business Administration.

Seventeen Navy nominations in the rank of Admiral.

One Marine Corps nomination in the rank General.

Routine lists of Army, Navy, and Marine Corps nominations.

Page 5666

**Nominations:** Senate received the following nominations:

Francis M. Mullen, Jr., of Virginia, to be Administrator of Drug Enforcement.

Gary L. Richardson, to be U.S. Attorney for th Eastern District of Oklahoma.

Ronald L. Trowbridge, of Michigan, to be an Associate Director of the International Communicatio Agency.

Richard L. Wagner, Jr., of California, to be Chairman of the Military Liaison Committee to the Department of Energy.

Routine lists of Navy and Air Force nominations.

Pages 5662–5665

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of F. Ken Adkinson, of West Virginia, to be a Federal Trade Commissioner.

Pages 5666–5667

**Messages From the President:** Pages 5643–5644

**Messages From the House:** Page 5643

**Statements on Introduced Bills:** Pages 5644–5651

**Amendments Submitted for Printing:** Page 5652

**Committee Authority To Meet:** Page 5652

**Additional Statements:** Pages 5653–5657

**Nominations:** Pages 5662–5665

**Confirmations:** Page 5666

**Recess:** Senate convened at 12 noon and recessed at 3:19 p.m., until 9:30 a.m., on Tuesday, March 30, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 5631.)

## *Committee Meetings*

### FOOD STAMP PROGRAM

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1983 for the food stamp program, after receiving testimony from Henry Eschwege, Director, Community and Eco nomic Development Division, General Accounting Office; Robert Laird, Associate Administrator, Food and Nutrition Service, Department of Agriculture; Barry Van Lare, National Governors Association, Cushing Dolbeare, National Low Income Housing Coalition, and Ralph Watkins, Interreligious Task Force on U.S. Food Policy, all of Washington, D.C.; Elizabeth Samkowski, Indiana Department of Public Welfare, Indianapolis; Franklin Joseph, Danville, Virginia; Benjamin Niblock, Johnston County, North Carolina; Bert Smith, Vermont Department of Social Services, Waterbury; Rufus F. Davis, Georgia Department of Human Resources, Atlanta; Ace Martelle, Nevada Department of Human Resources, Carson City; Noble P. Kheder, Michigan Department of Social Services, Lansing; Chet Dixon, Springfield, Missouri; Gordon Berlin, Ford Foundation, and Barbara Howell, Bread for the World, both of New York City; Jean Field, Nashua, New Hampshire; and Don Rosendahl, Fresno County Farm Bureau, Fresno, California.

## APPROPRIATIONS—CAB

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Civil Aeronautics Board from Dan McKinnon, Chairman, CAB.

Subcommittee will meet again tomorrow.

## APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development resumed hearings on proposed budget estimates for fiscal year 1983 for energy and water development programs, receiving testimony from Senators Cochran, Stennis, Mattingly, Heflin, and Denton; Representative Shelby; Mississippi Governor William F. Winter, Jackson; Tennessee Governor Lamar Alexander, Nashville; Kentucky Lt. Governor Martha L. Collins, Frankfurt; and numerous public witnesses.

Hearings continue tomorrow.

## APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* On Friday, March 26, the Subcommittee on Agriculture, Rural Development, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Mary C. Jarratt, Assistant Secretary of Agriculture for Food and Consumer Services; and Esther Winterfeldt, Administrator, Human Nutrition Information Service, Department of Agriculture.

Subcommittee will meet again on Tuesday, March 30.

## AUTHORIZATIONS—MILITARY PROCUREMENT

*Committee on Armed Services:* Committee began closed markup of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and S. 2249, authorizing supplemental funds for fiscal year ending September 31, 1982, for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

## WESTERN EUROPE

*Committee on Armed Services:* On Friday, March 26, the committee concluded open and closed hearings on allied contributions to Western defense and the implications of U.S. force withdrawals from Western Europe, after receiving testimony from Frank C. Carlucci, III, Deputy Secretary of Defense, Richard DeLauer, Under Secretary of Defense for Research and Engineering, Richard Perle, Assistant Secretary of Defense for International Security Policy; and Lawrence S. Eagleburger, Under Secretary of State for Political Affairs.

## AUTHORIZATIONS—DOD

*Committee on Armed Services:* On Friday, March 26, the Subcommittee on Tactical Warfare approved for full committee consideration with amendments those provisions which fall within the jurisdiction of the subcommittee of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

Prior to this action, the subcommittee concluded closed hearings on certain provisions of S. 2248, after receiving testimony on the AV8B aircraft program from Vice Admiral Wesley McDonald, Deputy Chief of Naval Operations for Air Warfare; Lt. General William White, Deputy Chief of Marine Corps Staff for Aviation; and Colonel James Orr, Marine Corps Program Manager for the AV8B.

## NOMINATION

*Committee on Banking, Housing and Urban Affairs:* Committee approved for reporting the nominations of Preston Martin, of California, to be a Member and Vice Chairman of the Board of Governors of the Federal Reserve System.

## BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 2252, authorizing $2.62 billion for fiscal year 1983, and $3.02 billion for fiscal year 1984 for the U.S. Coast Guard, Department of Transportation.

S. 2271, authorizing $111,493,000 for fiscal year 1983, for the National Bureau of Standards, and authorizing $1,980,000 for fiscal year 1983 for the National Technical Information Service;

S. 2273, authorizing $59,418,000 for fiscal year 1983 for programs of the Earthquake Hazards Reduction Act;

S. 2272, authorizing $5 million to establish a Technical Information Clearinghouse Fund;

S. 2181, authorizing $12,400,000 for fiscal year 1983 for the National Telecommunications and Information Administration, Department of Commerce;

S. 2158, providing Federal incentives for States to enact an antidrunk driving statute meeting specific basic standards, and authorizing $25 million for fiscal year 1983 and $50 million for fiscal year 1984 for Title I, providing incentive grants for States with strict driving while intoxicated statutes, and authorizing $3.2 million for fiscal year 1983, $1.5 million for fiscal year 1984, and $2.1 million for fiscal year 1985 for Title II, establishing a National Driver Register to assist driver licensing officials of participating States in exchanging information on individual driving records, with an amendment in the nature of a substitute;

S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles; and

The nominations of James E. Burnett, Jr., of Arkansas, to be Chairman, National Transportation Safety Board; Rear Admiral Wayne E. Caldwell, U.S. Coast Guard, to be Commander, U.S. Coast Guard Atlantic Area with the grade of vice admiral; and Rear Admiral Charles E. Larkin, U.S. Coast Guard, to be Commander, U.S. Coast Guard Pacific Area, with the grade of vice admiral.

Also, committee began consideration of S. 2261, authorizing funds for fiscal year 1983 for the U.S. Travel and Tourism Administration, Department of Commerce, but did not complete action thereon, and recessed subject to call.

## AUTHORIZATIONS—COAST GUARD

*Committee on Commerce, Science, and Transportation:* On Friday, March 26, the committee concluded hearings on S. 2252, authorizing funds for fiscal years 1983 and 1984 for the U.S. Coast Guard, Department of Transportation, after receiving testimony from Senators Pell, Dodd, Cohen, and Chafee; Darrell M. Trent, Deputy Secretary of Transportation; Admiral John B. Hayes, United States Coast Guard, Department of Transportation; J. Milnor Roberts, Reserve Officers Association of the United States, and John M. Rau, Navy League, both of Washington, D.C.; Richard Schwartz, Boat Owners Association of the United States, Alexandria, Virginia; and Steven A. Smith, South Carolina State Law Enforcement Division, Columbia.

## SAFE DRINKING WATER

*Committee on Environment and Public Works:* Subcommittee on Toxic Substances and Environmental Oversight held hearings on S. 1866, revising regulatory procedures relating to safe drinking water requirements, and S. 2131, authorizing funds through fiscal year 1986 for the safe drinking water program, receiving testimony from Representatives Downey and Carney; J. James Barr and C. Robert Morris, both of the National Association of Water Companies; John Stacha, Foster Burba, and James B. Groff, all of the American Water Works Association; Daniel W. McNew, Robert H. Doyle, and Duane D. Nowlin, all of the Water Quality Association; William F. Deal and Timothy L. Harker, both of the International Bottled Water Association; and Ed Hopkins, Lawrence Kong Pu Wang, and Arthur MacNeill, all on behalf of the American Clean Water Association, all of Washington, D.C.

Hearings were recessed subject to call.

## AUTHORIZATIONS—APPALACHIAN PROGRAMS

*Committee on Environment and Public Works:* Subcommittee on Regional and Community Development concluded hearings to review the status of the Appalachian Regional Commission, after receiving testimony from Senator Robert C. Byrd; Mississippi Governor William F. Winter, Jackson; Tennessee Governor Lamar Alexander, Nashville; Charles L. Miller, West Virginia Department of Highways, Charleston; Dwayne Yost, Kentucky Mountain Housing Development Corporation, Manchester; Judge Casto H. Knepp, Jamestown, Tennessee; Maureen A. Flannery, Homeplace Clinic, Ary, Kentucky; Daniel Gilchrist, Bonner Fiberboard Company, Wellsburg, West Virginia; and George Kellenberger, Parkersburg, West Virginia.

## AUTHORIZATIONS—GSA/PUBLIC BUILDINGS

*Committee on Environment and Public Works:* On Friday, March 26, the committee held hearings on proposed legislation authorizing funds for fiscal year 1983 for the public buildings program of the General Services Administration, receiving testimony from Gerald P. Carmen, Administrator, and Richard O. Haase, Commissioner of Public Buildings, both of the General Services Administration.

Hearings were recessed subject to call.

## PENSION REFORM

*Committee on Finance:* Subcommittee on Savings, Pensions and Investment Policy concluded hearings on S. 2105, and S. 2106, bills providing for pension reform for State and local public employee retirement systems, after receiving testimony from John

Sweeny, Service Employees International Union, on behalf of Public Employees Department of AFL-CIO, George Masten, American Federation of State, County and Municipal Employees, Linda Tarr-Whelan, National Education Association, Harold A. Schaitberger, International Association of Fire Fighters, Joseph Natale, on behalf of Municipal Finance Officers Association, Barbara Kreamer, Harford County, Maryland, on behalf of the National Association of Counties and the National League of Cities, James M. Hacking, National Association of Retired Teachers Association/American Association of Retired Persons, Endicott Peabody, on behalf of the Organization for the Preservation of the Public Employees Retirement Industry and Opposition to Social Security Expansion to such Industry ("OPPOSE"), and Roy A. Schotland, Georgetown University Law Center, all of Washington, D.C.; Maryland State Senator James Clark, Annapolis, on behalf of the National Conference of State Legislatures; Michigan State Representative Francis R. Spaniola, Lansing; and Robert D. Klausner, Pelzner, Schwedock, Finkelstein and Klausner, Miami, Florida.

## UNITED STATES-CHINA-TAIWAN

*Committee on Foreign Relations:* On Friday, March 26, the committee held a closed briefing to discuss U.S.-China-Taiwan relations, receiving testimony from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs; and William Rope, Director, Chinese Affairs, Bureau of East Asian and Pacific Affairs, Department of State.

## JUSTICE DEPARTMENT—PUBLIC INTEGRITY SECTION

*Committee on the Judiciary:* Committee resumed oversight hearings on certain activities of the Public Integrity Section of the Department of Justice, focusing on the investigation of alleged bribery attempts by Robert Vesco, receiving testimony from James Feeney, Sandstone, Minnesota; and James C. Day, Big Spring, Texas.

Hearings continue tomorrow.

## TERRORISM IN SOUTHERN AFRICA

*Committee on the Judiciary:* Subcommittee on Security and Terrorism resumed hearings to examine international terrorism, focusing on the role of the Soviet Union, Cuba and East Germany in supporting terrorism in Southern Africa, receiving testimony from Dickson Namolo and Emanuel Hashiko, both former members of the Southwest African Peoples Organization.

Hearings continue on Wednesday, March 31.

## AUTHORIZATIONS—INS

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy concluded hearings on proposed authorizations for the Immigration and Naturalization Service, Department of Justice, after receiving testimony from Alan C. Nelson, Commissioner, Joseph Salgado, Acting Associate Commissioner for Enforcement, Andrew J. Carmichael, Jr., Associate Commissioner for Examinations, all of the Immigration and Naturalization Service, Department of Justice; and Michael Harpold, National Immigration and Naturalization Council/American Federation of Government Employees, Washington, D.C.

## RAIL MERGERS

*Committee on the Judiciary:* On Friday, March 26, the committee concluded oversight hearings to review the effects of merger policy on the national railroad system, focusing on the Burlington Northern Railroad, after receiving testimony from Senator Melcher; Representatives Pat Williams and Fogarty; William F. Baxter, Attorney General, Department of Justice; Reese H. Taylor, Jr., Chairman, Interstate Commerce Commission; Oliver W. Krueger, Associate Director, Community Economic Development Division, General Accounting Office; Bill Fogarty, Montana Department of Commerce, Helena; Richard Bressler, Burlington Northern, Pete Pallipamu, Railway Intercraft Association, Richard Kilroy, Brotherhood of Railway and Airline Clears, and Dan Smith, all of Seattle, Washington; Ed Sattler, Bradley University, Peoria, Illinois; John Creedy, Waterway Transport Association, New York City; Bud Leuthold, Montana Graingrowers, Billings; Pat Foley, Minneapolis, Minnesota; and John Laseur, on behalf of Western Coal Traffic League, and Paul Sacia, on behalf of the National Farmers Union, both of Washington, D.C.

## NOMINATION

*Committee on Labor and Human Resources:* Committee concluded hearings on the nomination of Tony E. Gallegos, of California, to be a Member of the Equal Employment Opportunity Commission, after the nominee testified and answered questions in his own behalf. Testimony was also received from Antonia Hernandez, on behalf of the Mexican American Legal Defense and Educational Fund, Washington, D.C.

## AMERICAN ECONOMY-PRODUCTIVITY

*Committee on Labor and Human Resources:* On Friday, March 26, the Subcommittee on Employment and Productivity resumed hearings on productivity in the American economy, focusing on future employment and training opportunities, receiving testimony from Allen Fechter, Director of Scientific and Technical Personnel Studies, National Science Foundation; Ronald E. Kutscher, Assistant Commissioner, Office of Economic Growth and Employment Projections, Bureau of Labor Statistics, Department of Labor; George S. Ansell, Rensselaer Polytech Institute, Troy, New York; Jae Edmonds, Institute for Energy Analysis, and Ronnie J. Straw, both of the Communication Workers of America, Washington, D.C.; David A. Jackson, Genex Corporation, Gaithersburg, Maryland; and David L. Birch, Massachusetts Institute of Technology, Cambridge.

Hearings continue on Friday, April 2.

#### NOMINATION

*Committee on Small Business:* On Friday, March 26, the committee ordered favorably reported the nomination of James C. Sanders, of California, to be Administrator of the Small Business Administration.

## House of Representatives

### *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 5976–5978; and 3 resolutions, H.J. Res. 447, H. Con. Res. 297 and 298 were introduced.

Pages 5677–5678

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Page 5677

**Adjournment:** Met at noon and adjourned at 12:35 p.m.

### *Committee Meetings*

#### FEDERAL CROP INSURANCE CORPORATION

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies held a hearing on the Federal Crop Insurance Corporation. Testimony was heard from Frank Naylor, Assistant Secretary, Department of Agriculture; and Melvin Sims, Chairman, Federal Crop Insurance Corporation.

#### ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on the energy and water development appropriations bill for fiscal year 1983. Testimony was heard from Members of Congress and public witnesses.

#### BUREAU OF LAND MANAGEMENT

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Bureau of Land Management. Testimony was heard from Robert Burford, Director, Bureau of Land Management.

#### LABOR-HHS-EDUCATION

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on fiscal year 1983 Labor-HHS and Education appropriations. Testimony was heard from public witnesses.

#### AMTRAK

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Amtrak. Testimony was heard from Robert Blanchette, Administrator, Federal Railroad Administration; and Alan Boyd, President, Amtrak.

#### IMPOUNDMENT

*Committee on the Budget:* Task Force on Enforcement, Credit and Multiyear Budgeting held an impoundment hearing. Testimony was heard from Representative Peyser; Milton Socolar, Special Assistant to the Comptroller General, General Accounting Office; and public witnesses.

#### COAL SEVERANCE TAX LIMITATIONS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on H.R. 1313, Coal Severance Tax Limitations. Testimony was heard from public witnesses.

#### HEALTH RESEARCH ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on H.R. 5919, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to national research institutes. Testimony was heard from Representative Pepper and public witnesses.

#### CAPITAL FORMATION AND INDUSTRIAL POLICY

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy. Testimony was heard from Secretary of Commerce Malcolm Baldrige.

On March 26, Subcommittee heard testimony from public witnesses.

#### EXPORT TRADING COMPANY ACT

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade approved for full committee action H.R. 1799, amended, Export Trading Company Act of 1981.

#### FBI/DEA MERGER

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights and the Subcommittee on

Crime held a joint oversight hearing on the proposed merger of the Federal Bureau of Investigation and the Drug Enforcement Administration. Testimony was heard from Rudolph Guiliani, Associate Attorney General, Department of Justice; William H. Webster, Director, Federal Bureau of Investigation; and Francis M. Mullen, Jr., Administrator, Drug Enforcement Administration, Department of Justice.

### OFFSHORE OIL POLLUTION LIABILITY FUND

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held a hearing on H.R. 5906, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to clarify provisions relating to claims, financial responsibility, and civil penalties. Testimony was heard from Capt. William Kime and Capt. Gilbert Sherburne, United States Coast Guard; and public witnesses.

### MARINE PROTECTION, RESEARCH AND SANCTUARIES AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* On March 26, Subcommittee on Oceanography and Subcommittee on Fisheries and Wildlife Conservation and the Environment concluded joint hearings on the reauthorization of titles I and II of the Marine Protection, Research and Sanctuaries Act of 1972. Testimony was heard from public witnesses.

### CONTROL OF SCIENCE AND TECHNOLOGICAL INFORMATION

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight held a joint hearing on Administration proposals for increased secrecy and control of science and technological information. Testimony was heard from Admiral B. R. Inman, Deputy Director, Central Intelligence Agency; Lawrence J. Brady, Assistant Secretary, International Trade Administration, Department of Commerce; Dr. George Millburn, Acting Deputy Under Secretary for Research and Development, Department of Defense; and public witnesses.

## *Joint Meeting*

### ECONOMICS OF AGRICULTURE

*Joint Economic Committee:* Subcommittee on Agriculture and Transportation held hearings on the current economic status of agriculture in America and its future direction, receiving testimony from former Secretaries of Agriculture Robert Bergland, Charles F. Brannan, Earl Butz, and Orville Freeman.

Subcommittee recessed subject to call.

# *Tuesday, March 30, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 5708–5880*

**Bills Introduced:** Seventeen bills and six resolutions were introduced, as follows: S. 2298–2314, S.J. Res. 177–180, and S. Res. 352–353.

Pages 5803–5804

**Bills Reported:** Reports were made as follows:

S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State.

S.J. Res. 165, proclaiming 1983 as the "Year of the Bible."

S.J. Res. 166, designating April 28, 1982, as "National Nursing Home Residents Day."

S.J. Res. 169, designating the week of April 18 through 24, 1982, as "National Architecture Week."

S.J. Res. 170, designating the week of November 7 through 14, 1982, as "National Hospice Week."

Page 5801

**Measures Passed:**

*Members of the National Transportation Safety Board:* Senate passed with an amendment S. 1936, requiring members of the National Transportation Safety Board to be chosen from individuals with expertise in the fields of accident reconstruction, safety engineering, transportation safety, or transportation regulation.

Page 5878

*National Medic Alert Week:* Committee on the Judiciary was discharged from the further consideration of H.J. Res. 272, authorizing and requesting the President to issue a proclamation designating April 4 through 10, 1982, as "National Medic Alert Month," and the measure was then passed.

Pages 5878–5879

*Nuclear Regulatory Commission Authorizations:* By unanimous vote of 97 yeas, Senate passed H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, after striking all after the enacting clause and substituting the text of S. 1207, Senate companion measure, after agreeing to additional amendments proposed thereto, as follows:

(1) By 88 yeas to 9 nays, Hart unprinted amendment No. 857, prohibiting the transfer, use, or reprocessing of special nuclear material from commercial nuclear powerplants for weapons purposes.

Page 5726

(2) Domenici unprinted amendment No. 858, setting deadlines for the promulgation of health and

safety standards for the cleanup of active and inactive uranium mill tailing sites by the Environmental Protection Agency; requiring that the Nuclear Regulatory Commission conform its technical requirements for cleanup to the EPA's final standards, and clarifying the relationship between the NRC and the agreement States which regulated their own mill tailings.

Page 5735

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Simpson, Domenici, Symms, Stafford, Hart, Mitchell, and Randolph.

S. 1207, Senate companion measure, was indefinitely postponed.

Page 5755

Pages 5726–5756

**Further Continuing Appropriations,** 1982: Senate continued consideration of H.J. Res. 409, making further continuing appropriations for fiscal year 1982, taking action on amendments proposed thereto, as follows:

Pending:

Armstrong unprinted amendment No. 859 (printed Amendment No. 1344), to amend the Internal Revenue Code of 1954 to limit the deduction of living expenses by Members of Congress and to eliminate the provision which allows such deduction without substantiation of such expenses. (By 20 yeas to 77 nays, Senate rejected a motion to table the amendment.)

Page 5757

Rejected:

(1) By 37 yeas to 60 nays, Specter unprinted amendment No. 860 (to unprinted amendment No. 859), to amend the Internal Revenue Code of 1954, to eliminate the provision which allows Members of Congress the deduction of living expenses without substantiation of such expenses.

Page 5759

(2) By 17 yeas to 79 nays, Stevens (for Dole) unprinted amendment No. 861 (to unprinted amendment No. 859), to repeal the amendment to the Internal Revenue Code of 1954 relating to State legislators' travel expenses away from home, which was made by the Economic Recovery Tax Act of 1981.

Page 5781

(3) By 24 yeas to 74 nays, Stevens modified unprinted amendment No. 862 (to unprinted amendment No. 859), to provide that amounts deducted by any Member for living expenses with respect to any taxable year shall not exceed an amount which results in a reduction of Federal income tax of more than $5,000 for that Member; and that no later than May 15 of each calendar year each Member of Congress, including nonvoting delegates, shall cause to appear in the Congressional Record a copy of any and all Federal tax returns filed by himself or herself, either separately or jointly filed.

Page 5791

Agreed to:

By 55 yeas to 43 nays, Tsongas unprinted amendment No. 863 (to unprinted amendment No. 859), providing that no later than June 15th of each calendar year each Member of Congress, including nonvoting delegates, shall cause to appear in the Congressional Record a copy of any and all Federal tax returns filed by himself or herself, either separately or jointly filed.

Page 5795

Pending:

Stevens unprinted amendment No. 864 (printed Amendment No. 1345) (to unprinted amendment No. 859), in the nature of a substitute, to provide that, notwithstanding any other provision of law, the salary for a Member of Congress in effect on March 30, 1982, shall be reduced by 10 percent, to be effective on April 1, 1982.

Page 5796

Senate will continue consideration of the joint resolution and amendments proposed thereto on Wednesday, March 31.

Pages 5755–5797

**Miscellaneous Revenue Act of 1981:** Senate disagreed to the amendments of the House to the Senate amendment to H.R. 4717, amending the effective date provisions of section 402(b)(3) of the Windfall Profit Tax Act of 1980 (P.L. 96–223) to further defer the effective date of certain provisions providing for the recognition as income of LIFE inventory amounts, agreed to a conference requested thereon, and appointed as conferees Senators Dole, Packwood, Wallop, Long and Harry F. Byrd, Jr.

Page 5878

**Vice Presidential Appointment:** The Presiding Officer, on behalf of the Vice President, and upon the recommendation of the Minority Leader, appointed Mr. Burdick to act as Vice Chairman of the Senate Delegation to the Interparliamentary Union Conference to be held in Lagos, Nigeria, April 12–17, 1982.

Pages 5797–5798

**Confirmations:** Senate confirmed the following nominations:

James E. Burnett, Jr., of Arkansas, to be Chairman of the National Transportation Safety Board.

Rear Admiral Wayne E. Caldwell, to be Commander, U.S. Coast Guard Atlantic Area with grade of Vice Admiral while so serving.

Rear Admiral Charles E. Larkin, to be Commander, U.S. Coast Guard Pacific Area with the grade of Vice Admiral while so serving.

Preston Martin, of California, to be a Member and to be Vice Chairman of the Board of Governors of the Federal Reserve System.
Page 5880

**Messages From the House:** Page 5801

**Measures Referred:** Page 5801

**Measures Ordered Held at Desk:** Page 5801

**Statements on Introduced Bills:** Pages 5804-5839

**Amendments Submitted for Printing:** Page 55845

**Notices of Hearings:** Page 5845

**Committee Authority To Meet:** Pages 5845-5846

**Additional Statements:** Pages 5845-5876

**Confirmations:** Page 5880

**Record Vote:** Seven records votes were taken today. (Total—70)
Pages 5749, 5750, 5775, 5781, 5791, 5795, 5796

**Recess:** Senate convened at 9:30 a.m., and recessed at 10:44 p.m., until 10 a.m., on Wednesday, March 31, 1982.

## *Committee Meetings*

### RESOURCES CONSERVATION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Soil and Water Conservation held oversight hearings on the implementation of the Resources Conservation Act (P.L. 95-192), receiving testimony from John R. Block, Secretary of Agriculture; Neil Sampson, National Association of Conservation Districts, Charles Frazier, National Farmers Organization, Mary Kay Thatcher, American Farm Bureau Federation, James Miller, National Grange, and Carl Ek, National Farmers Union, all of Washington, D.C.; and Walter Wolley, Jr., Ada, Oklahoma, representing the National Cattlemen's Association.

Hearings were recessed subject to call.

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Agriculture, receiving testimony in behalf of funds for the Agricultural Marketing Service (AMS), and Federal Grain Inspection Service (FGIS) from C. W. McMillan, Assistant Secretary of Agriculture for Marketing and Inspection Services, Mildred E. Thymian, Administrator, Agricultural Marketing Service, and Kenneth A. Gilles, Administrator, Federal Grain Inspection Service; in behalf of funds for the Foreign Agricultural Service (including P.L. 480), from Seeley Lodwick, Under Secretary of Agriculture for International Affairs and Commodity Programs, and Richard A. Smith, Administrator, Foreign Agricultural Service; in behalf of funds for the Federal Grain Inspection Service from Assistant Secretary McMillan, and Kenneth A. Gilles, Administrator, Federal Grain Inspection Service; and in behalf of funds for the Office of International Cooperation and Development from Under Secretary Lodwick, and Joan S. Wallace, Administrator, Office of International Cooperation and Development.

Hearings continue on Thursday, April 1.

### APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1983 for energy and water development programs, receiving testimony from Senator Boren; Representative Perkins; North Dakota Governor Allen I. Olson, Bismarck; South Dakota Governor William Janklow, Pierre; Utah Governor Scott M. Matheson, Salt Lake City; and numerous public witnesses.

Hearings continue tomorrow.

### APPROPRIATIONS—COAST GUARD

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the U.S. Coast Guard from Admiral John B. Hayes, Commandant.

Subcommittee will meet again on Thursday, April 1.

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Committee on Armed Services:* Committee continued closed markup of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and S. 2249, authorizing supplemental funds for fiscal year ending September 31, 1982, for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

### AUTHORIZATIONS—HOUSING

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Housing and Urban Affairs held hearings on proposed authorizations for housing and community development and public housing programs of the Department of Housing and Urban Development, receiving testimony from Samuel R. Pierce, Jr., Secretary of Housing and Urban Development; Jack Quinn, Pueblo, Colorado; and Lewis H. Spence, Boston Public Housing Authority, Boston, Massachusetts.

Hearings were recessed subject to call.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee began markup of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon, and will meet again tomorrow.

## AUTHORIZATIONS—NASA

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space resumed hearings on proposed legislation authorizing funds for the National Aeronautics and Space Administration, receiving testimony in behalf of funds for the Office of Space Science and Applications from Berton I. Edelson, Associate Administrator, Samuel W. Keller, Deputy Associate Administrator, and Andrew J. Stofan, Deputy Associate Administrator, all of the Office of Space Science and Applications, National Aeronautics and Space Administration; Joseph R. Minato, Massachusetts Institute of Technology, Cambridge; Jerry Grey and Stanley G. Rosen, both of the American Institute of Astronautics and Aeronautics, New York City; Noel Hinners, National Air and Space Museum, Robert M. White, Corporation for Atmospheric Research, and Elizabeth L. Young, Public Service Satellite Consortium, all of Washington, D.C.; Albert Wheelon, Hughes Aircraft Company, Los Angeles, California; John W. Townsend, Jr., Fairchild Space and Electronics Company, Germantown, Maryland; and H. Harvey Album, SRI International, Menlo Park, California.

Hearings continue on Thursday, April 1.

## ENERGY CONSERVATION

*Committee on Energy and Natural Resources:* Subcommittee on Energy Conservation and Supply held oversight hearings to review budget proposals for fiscal 1983 for energy conservation programs of the Department of Energy, focusing on State and local grant, research and development, and solar energy programs, receiving testimony from Senator Percy; Joseph J. Tribble, Assistant Secretary for Conservation and Renewable Energy, and Melvin Chiogioji, Director, Office of State and Local Assistance, both of the Department of Energy; Louis H. Roddis, Jr., Chairman, Energy Research Advisory Board; John H. Gibbons, Director, and Richard Rowberg, Energy Program Manager, both of the Office of Technology Assessment; and David H. Moulton, Energy Conservation Coalition, Washington, D.C.

Hearings were recessed subject to call.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon and will meet again on Tuesday, April 20.

## TAX EXEMPT STATUS/TAX CREDITS

*Committee on Finance:* Subcommittee on Energy and Agricultural Taxation concluded hearings on the following proposals:

S. 1819, granting tax-exempt status to certain crude oil purchasing cooperatives on the same basis as such status is applied to farm cooperatives, after receiving testimony from Ray A. Bragg, Jr., American Petroleum Refiners Association, and Ray M. Stroupe, National Tax Equality Association, both of Washington, D.C.; and

S. 2151, including chlor-alkali electrolytic cell modifications under the energy investment tax credit provisions of the Internal Revenue Code, after receiving testimony from Robert H. Mitchell, and Edward I. Sproull, both of PPG Industries, Inc., Pittsburgh, Pennsylvania.

Testimony was also received on both the aforementioned bills from David Glickman, Deputy Assistant Secretary of the Treasury.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. Con. Res. 69, urging the Soviet Union to allow Ida Nudel to emigrate to Israel; and

The nominations of Paul H. Nitze, of Maryland, to be Ambassador while serving as head of the U.S. delegation to the Intermediate Range Nuclear Forces negotiations, and Thomas A. Bolan, of New York, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

## START TALKS

*Committee on Foreign Relations:* Committee met in closed session on the Administration's plans for beginning the START Talks and possible negotiating strategies, receiving testimony from Eugene V. Rostow, Director, U.S. Arms Control and Disarmament Agency; Lawrence S. Eagleburger, Under Secretary of State for Political Affairs; and Richard Burt, Director, Politico-Military Affairs, Department of State.

Committee recessed subject to call.

## NOMINATION

*Committee on Governmental Affairs:* Committee concluded hearings on the nomination of Joseph R. Wright, Jr., of New York, to be Deputy Director of the Office of Management and Budget, after the nominee, who was introduced by Senator Nickles, testified and answered questions in his own behalf.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity, with amendments;

S.J. Res. 165, proclaiming 1983 as the "Year of the Bible";

S.J. Res. 166, designating April 28, 1982, as "National Nursing Home Residents Day";

S.J. Res. 169, designating the week of April 18 through 24, 1982, as "National Architecture Week";

S.J. Res. 170, designating the week of November [illegible] through 14, 1982, as "National Hospice Week"; and

The nominations of Robert E. Coyle, to be U.S. District Judge for the Eastern District of California, Frederick J. Hess, to be U.S. Attorney for the Southern District of Illinois, W. Asa Hutchinson, to be U.S. Attorney for the Western District of Arkansas, Charles H. Turner, to be U.S. Attorney for the District of Oregon, Earl L. Rife, to be U.S. Marshal for the Northern District of Ohio, and Charles H. Gray, to be U.S. Marshal for the Eastern District of Arkansas.

Also, committee resumed consideration of S. 2000, establishing an eligibility test for bankruptcy relief based on the individual petitioner's ability to pay a reasonable portion of his debts out of future income, but did not complete action thereon.

Committee will meet again tomorrow.

### JUSTICE DEPARTMENT—PUBLIC INTEGRITY SECTION

*Committee on the Judiciary:* Committee continued oversight hearings on certain activities of the Public Integrity Section of the Department of Justice, focusing on the investigation of alleged bribery attempts by Robert Vesco, receiving testimony from James C. Day, Big Springs, Texas; and John C. White, Washington, D.C.

Hearings were recessed subject to call.

### NOMINATIONS

*Committee on Labor and Human Resources:* Committee approved for reporting the nominations of Jay V. Beck, of Utah, to be a Member of the National Science Board, National Science Foundation; and James N. Broder, of Maryland, Adelaide Attard and Charlotte W. Conable, both of New York, Nelda A. L. Barton, of Kentucky, Edna Bogosian, of Massachusetts, Frances Lamont, of South Dakota, Margaret L. Arnold, of the District of Columbia, Syd Captain, of Florida, Katie Dusenberry, of Arizona, Josephine K. Oblinger, of Illinois, and Edna B. Russell, of California, each to be a Member of the Federal Council on Aging.

### VFW—LEGISLATIVE RECOMMENDATIONS

*Committee on Veterans' Affairs:* Committee held hearings to receive the Veterans of Foreign Wars legislative recommendations for fiscal year 1983, receiving testimony from Arthur J. Fellwock, Evansville, Indiana, on behalf of the Veterans of Foreign Wars.

Committee will meet again on Thursday, April 29.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 17 public bills, H.R. 5979–5995; 2 private bills, H.R. 5996 and 5997; and 8 resolutions, H.J. Res. 448 and 449, H. Con. Res. 299 and 300, and H. Res. 413–416 were introduced.

Pages 6011–6012

**Bills Reported:** Reports were filed as follows:

H.R. 5789, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program (H. Rept. 97–474); and

H. Res. 415, waiving certain points of order against H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982 (H. Rept. 97–475).

Page 6010

**Journal:** By a yea-and-nay vote of 332 yeas to 22 nays, with 1 voting "present", Roll No. 42, the House approved the Journal of Monday, March 29.

Page 5881

**Late Report:** Committee on Rules received permission to have until midnight tonight to file a privileged report.

Page 5882

**Chaplain of the House of Representatives:** By a yea-and-nay vote of 388 yeas, with 1 voting "present", Roll No. 43, the House agreed to H. Res. 413, relating to the Chaplain of the House of Representatives.

Pages 5890–5895

**Dutch-American Friendship Day:** By a yea-and-nay vote of 379 yeas to 1 nay, Roll No. 44, the House passed H.J. Res. 410, to designate April 19, 1982, as "Dutch-American Friendship Day".

Pages 5896–5898

**National Day of Reflection:** By a yea-and-nay vote of 387 yeas to 3 nays, Roll No. 45, the House passed H.J. Res. 447, to authorize and request the President to issue a proclamation designating April 4, 1982, as a "National Day of Reflection".

Pages 5898–5900

**Holocaust Victims:** House agreed to H. Con. Res. 299, Commemoration of Days of Remembrance of Victims of the Holocaust.

Page 5899

**Amendments Ordered Printed:** Amendments ordered printed pursuant to the rule appear on pages 6013–6014.

**Adjournment:** Met at noon and adjourned at 9:59 p.m.

## *Committee Meetings*

### FUTURES TRADING ACT

*Committee on Agriculture:* Subcommittee on Conservation, Credit and Rural Development began markup on H.R. 5447, Futures Trading Act of 1982.

Markup will continue tomorrow.

### FEDERAL CROP INSURANCE CORPORATION

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies continued hearings on the Federal Crop Insurance Corporation. Testimony was heard from Members of Congress and public witnesses.

### AIR DEFENSE

*Committee on Appropriations:* Subcommittee on Defense met in executive session for a hearing on air defense and on European Tactical Air Defense. Testimony was heard from Donald C. Latham, Deputy Under Secretary of Defense for Command, Control, Communications, and Intelligence; Brig. Gen. Robert F. Molinelli, Office of the Deputy Under Secretary of Defense for Tactical Warfare Programs; and representatives of the Air Force and Army.

### ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on the energy and water development appropriations bill for fiscal year 1983. Testimony was heard from Members of Congress and public witnesses.

### AID—ASIA

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on AID—Asia. Testimony was heard from John H. Holdridge, Assistant Secretary of State for Asian and Pacific Affairs, Department of State; and Eugene S. Staples, Acting Assistant Administrator, Bureau for Asia, Agency for International Development.

### BUREAU OF LAND MANAGEMENT

*Committee on Appropriations:* Subcommittee on Interior continued hearings on the Bureau of Land Management. Testimony was heard from Robert Burford, Director, Bureau of Land Management.

### LABOR-HHS-EDUCATION

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education continued hearings on fiscal year 1983 Labor-HHS and Education appropriations. Testimony was heard from public witnesses.

### CUSTOMS SERVICE—SECRET SERVICE

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on the U.S. Customs Service, and on the U.S. Secret Service. Testimony was heard from John Walker, Assistant Secretary for Enforcement and Operations, Department of the Treasury; William Von Raab, Commissioner of Customs; and John Simpson, Director, Secret Service.

### CIVIL DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved for full committee action H.R. 5639, amended, to authorize appropriations for civil defense programs for fiscal years 1983 and 1984.

### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation approved for full committee action the manpower portions of the fiscal year 1983 Defense authorization bill.

### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Research and Development met in executive session and concluded hearings on the Research, Development, Test and Evaluation portion of the fiscal year 1983 Defense Agencies budget request. Testimony was heard from Dr. William O. Mehuron, Deputy Director, Research and Engineering, National Security Agency; Dr. Jack Vorona, Assistant Vice Director for Scientific and Technical Intelligence, and Mr. Robert K. Little, Vice Assistant Director for Resources and Systems, Defense Intelligence Agency; Lt. Gen. Harry A. Griffith, Director, Dr. Edward E. Conrad, Technical Director, and Mr. Paul H. Carew, Comptroller, Defense Nuclear Agency; Lt. Gen. William J. Hilsman, Director, and Mr. William H. Fritz, Budget Officer, Defense Communications Agency; Dr. Armando Mancini, Deputy Director, Systems and Technologies, and Mr. Lawrence F. Ayres, Deputy Director, Programs, Production and Operations, Defense Mapping Agency; Dick Bruner, Executive Director for Technical and Logistics Services, and Hubert Sauter, Administrator, Defense Technical Information Center, Defense Logistics Agency; Dr. Robert S. Cooper, Director, Defense Advanced Research Projects Agency; and Ben Adams, Office of Special Assistant, Office of the

Secretary of Defense/Office of the Joint Chiefs of Staff.

## DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials approved for full committee action the shipbuilding portion of the fiscal year 1983 Defense authorization bill.

## MONETARY POLICY

*Committee on Banking, Finance and Urban Affairs:* Continued hearings on monetary policy. Testimony was heard from Representative Wright and Secretary of the Treasury Donald Regan.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Concluded hearings on the First Budget Resolution for fiscal year 1983. Testimony was heard from Representatives Markey, Pease, Green, Pursell, Schneider, Tauke, Jeffords, Horton, Oberstar, and Hughes.

## VOCATIONAL EDUCATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the impact of budget cuts on vocational education. Testimony was heard from public witnesses.

Oversight hearings will continue tomorrow.

## OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety held an oversight hearing on the Occupational Safety and Health Act. Testimony was heard from Thorne G. Auchter, Assistant Secretary of Labor for Occupational Safety and Health, and Mark Kowan, Deputy Assistant Secretary for Occupational Safety and Health, Department of Labor.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Began markup of H.R. 5252, Clean Air Act Amendments of 1982.

Markup continues tommorrow.

## CANADIAN DIVERSION

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism approved for full committee action H.R. 3637, amended, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States and utilizing ports in nations contiguous to the United States.

## ARMS EMBARGO AGAINST SOUTH AFRICA

*Committee on Foreign Affairs:* Subcommittee on Africa held a hearing on the effectiveness of the U.S. arms embargo against South Africa. Testimony was heard from William B. Robinson, Director, Office of Munitions Control, and Daniel Simpson, Bureau of African Affairs, Department of State.

## ECONOMIC AID FOR EGYPT

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on the fiscal year 1983 economic aid program for Egypt. Testimony was heard from W. Antoinette Ford, Assistant Administrator, Bureau for Near East, Agency for International Development; and Morris Draper, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

## GLOBAL ENVIRONMENT

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing to review the Global Environment 10 years after Stockholm. Testimony was heard from Senator Pell; James Buckley, Under Secretary of State for Security Assistance, Department of State; Peter McPherson, Administrator, Agency for International Development; and public witnesses.

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Affairs:* Subcommittee on International Policy and Trade and Subcommittee on Inter American Affairs held a joint hearing on the Caribbean Basin Initiative (sugar provisions). Testimony was heard from Tom Greer, Commodity Industry Analyst, International Trade Commission; and public witnesses.

Hearings continue April 1.

## CHEMICAL WARFARE IN ASIA

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and Subcommittee on Asian and Pacific Affairs held a joint hearing on the evidence of illegal chemical warfare in Asia. Testimony was heard from Representative Erdahl; Richard Burt, Director, Office of Politico-Military Affairs, and Michael Matheson, Legal Advisers Office, Department of State; Dr. Sharon Watson, Office of Army Surgeon General; and public witnesses.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met on pending business.

## NATIONAL PARKS

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 5552, National Park System Protection Act of 1982; H.R. 5162, directing the Secretary of the Interior to prepare and submit a state of the parks report to Congress; and H.R. 5973, to require the Secretary of the Interior to submit an annual state of the parks report to the

Congress. Testimony was heard from Russell E. Dickenson, Director, National Park Service; Jim Parker, Associate Director, Bureau of Land Management, Department of the Interior; and J. B. Hilmon, Associate Deputy Chief for the National Forest System, Forest Service, Department of Agriculture.

## COPYRIGHT LAW

*Committee on the Judiciary:* Ordered reported H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions.

## LAW ENFORCEMENT OFFICERS' PROTECTION ACT

*Committee on the Judiciary:* Subcommittee on Crime held a hearing on H.R. 2280, Law Enforcement Officers' Protection Act of 1981, and related bills. Testimony was heard from Representative Biaggi; Robert Powis, Deputy Assistant Secretary (Enforcement), Department of the Treasury; and public witnesses.

## OCEAN COMMERCE TRANSPORTATION SYSTEM

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine approved for full committee action H.R. 4374, to improve the international ocean commerce transportation system of the United States.

## HAZARDOUS WASTES

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held a hearing on the quantity of containerized hazardous liquid wastes disposed during the EPA suspension of the ban on the disposal of such wastes in land fills, and to assess the extent to which the EPA proposed disposal practices were followed during that period. Testimony was heard from Christopher Capper, Acting Assistant Administrator, Solid Waste and Emergency Response, and Gary Dietrich, Director, Office of Solid Waste, Environmental Protection Agency.

## COAL PIPELINE ACT

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation approved for full committee action H.R. 4230, amended, Coal Pipeline Act of 1982.

## SUPPLEMENTAL APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving certain points of order against H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982; waiving section 311(a) of the Congressional Budget Act against initial consideration only of the bill; providing that points of order against specified provisions of the bill containing new budget authority which would result i breaching the ceiling set by the second budget resolution will be in order prior to debate or amendment to said provisions; providing that should the Chair sustain points of order against said provisions, the provisions shall be stricken from the bill without further House action; waiving clause 2 and clause of Rule XXI against specified provisions of the bill. Testimony was heard from Chairman Whitten and Representatives Jones of Oklahoma, Smith of Iowa, Yates, Traxler, Benjamin, Barnard, Oakar, Lowry of Washington, Anderson, Conte, Green, Rousselot, Corcoran, Evans of Delaware, Fiedler, and Shaw.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications concluded hearings on the Department of Energy Authorization, basic research. Testimony was heard from Dr. Alvin Trivelpiece, Director, Office of Energy Research, Department of Energy.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production held a hearing on the fiscal year 1983 budget request for Department of Energy's uranium enrichment program. Testimony was heard from Senator Glenn; Thomas A. Dillon, Principal Deputy to the Assistant Secretary for Nuclear Energy, and William R. Voigt, Acting Director, Office of Uranium Enrichment and Assessment, Department of Energy; and public witnesses.

## VFW LEGISLATIVE GOALS

*Committee on Veterans' Affairs:* Held a hearing to receive the legislative initiatives of the Veterans of Foreign Wars. Testimony was heard from a public witness.

## REVENUE RAISING PROPOSALS

*Committee on Ways and Means:* Held a hearing on the Administration's revenue raising proposals. Testimony was heard from public witnesses.

Hearings will continue tomorrow.

## DIGESTIVE DISEASES

*Select Committee on Aging:* Subcommittee on Health and Long-Term Care held a hearing on the causes and treatment of digestive diseases. Testimony was heard from public witnesses.

## CIA RETIREMENT BENEFITS

*Permanent Select Committee on Intelligence:* Subcommittee on Legislation met in executive session for a hearing on extension of retirement benefits to CIA spouses. Testimony was heard from Stanley Sporkin, General Counsel, Central Intelligence Agency; and

William Colby, former Director, Central Intelligence Agency.

### DEA/FBI REORGANIZATION

*Select Committee on Narcotics Abuse and Control:* Held a hearing on the Drug Enforcement Administration/Federal Bureau of Investigation reorganization. Testimony was heard from William H. Webster, Director, Federal Bureau of Investigation, and Francis M. Mullen, Jr., Administrator, Drug Enforcement Administration, Department of Justice.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, March 31, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 6131–6147*

**Bills Introduced:** Thirteen bills and six resolutions were introduced, as follows: S. 2315–2327, S.J. Res. 162, S. Con. Res. 78, and S. Res. 354–357.

Page 6199

**Measures Passed:**

*Further Continuing Appropriations, 1982:* By 81 yeas to 18 nays, Senate passed H.J. Res. 409, making further continuing appropriations for fiscal year 1982, after rejecting amendments proposed thereto as follows:

(1) Armstrong Amendment No. 1344, to amend the Internal Revenue Code of 1954 to limit the deduction of living expenses by Members of Congress and to eliminate the provision which allows such deduction without substantiation of such expenses. (By 51 yeas to 48 nays, Senate upheld the ruling of the Chair in sustaining a point of order against the amendment, as being legislation on an appropriation bill. By 52 yeas to 47 nays, Senate tabled a motion to reconsider the previous vote.)

Page 6170

By 57 yeas to 41 nays, Senate agreed that the amendment was germane and in order.

Page 6167

By 32 yeas to 65 nays, Senate failed to table the amendment.

Page 6168

(2) By 53 yeas to 36 nays, Senate agreed to Stevens modified Amendment No. 1345 (to Amendment No. 1344 above), perfecting, to provide that the salary for a Member of Congress in effect on March 30, 1982, shall be reduced by 10 percent, to be effective on April 1, 1982. (This amendment fell when Armstrong Amendment No. 1344 fell on a point of order.)

Page 6168

By 31 yeas to 68 nays, Senate failed to table Armstrong Amendment No. 1344, as amended.

Pages 6169–6170

During consideration of this measure, the following votes also were taken:

By 92 yeas to 4 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 6156

By 94 yeas to 5 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 6157

Pages 6157–6175

*Easter Recess:* Senate agreed to S. Con. Res. 78, providing for an adjournment of the Senate on Thursday, April 1 or Friday, April 2 to Tuesday, April 13, 1982, and an adjournment of the House from Tuesday, April 6 to Tuesday, April 20, 1982.

Pages 6175–6176

*Extension of the Energy Policy and Conservation Act:* Senate passed S. 1937, extending the expiration date of section 252 of the Energy Policy and Conservation Act, after agreeing to McClure unprinted amendment No. 866, extending section 252 until June 1, 1982.

Pages 6176–6180

*Days of Remembrance of Victims of the Holocaust:* Senate agreed to H. Con. Res. 299, providing for a ceremony in the Capitol Rotunda as part of the commemoration of the Days of Remembrance of Victims of the Holocaust.

Pages 6181

*Authorizing Certain Statements or Testimony:* Senate agreed to S. Res. 356, authorizing certain statements or testimony in connection with action by the Department of Defense with respect to Mr. John C. F. Tillson.

Pages 6181–6182

*Continuance of Certain Senate Employees:* Senate agreed to S. Res. 357, relating to continuance on payroll of certain Senate employees.

Page 6182

*Year of the Bible:* Senate passed S.J. Res. 165, proclaiming 1983 as the "Year of the Bible."

Pages 6182–6183

*National Nursing Home Residents Day:* Senate passed S.J. Res. 166, designating April 28, 1982, as "National Nursing Home Residents Day."

Page 6183

*National Architecture Week:* Senate passed S.J. Res. 169, designating the week of April 18 through 24, 1982, as "National Architecture Week."

Pages 6183–6184

*Dutch-American Friendship Day:* Senate passed H.J. Res. 410, designating April 19, 1982, as "Dutch-American Friendship Day."

Page 6184

*National Day of Reflection:* Committee on the Judiciary was discharged from the further consideration of H.J. Res. 447, authorizing and requesting the President to issue a proclamation designating April 4, 1982, as a "National Day of Reflection," and the measure was then passed.

Page 6184

*Broadcast Deregulation Act of 1981:* Senate passed S. 1629, reducing Federal regulation of the national broadcasting industry, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

(1) McClure (for Packwood) unprinted amendment No. 867, setting certain fee schedules.

Page 6189

(2) Bradley unprinted amendment No. 868, setting out policy of the Federal Communications Commission to allocate channels for very high frequency commercial television broadcasting in a manner which ensures that not less than one such channel shall be allocated to each state, if technically feasible.

Page 6186

Pages 6184-6190

**Confirmations:** Senate confirmed the following nominations:

Robert E. Coyle, to be U.S. District Judge for the Eastern District of California.

W. Asa Hutchinson, to be U.S. Attorney for the Western District of Arkansas.

Frederick J. Hess, to be U.S. Attorney for the Southern District of Illinois.

Charles H. Turner, to be U.S. Attorney for the District of Oregon.

Earl E. Rife, to be U.S. Marshal for the Northern District of Ohio.

Charles H. Gray, to be U.S. Marshal for the Eastern District of Arkansas.

Adelaide Attard, of New York, Charlotte W. Conable, of New York, Nelda A. L. Barton, of Kentucky, Edna Bogosian, of Massachusetts, Frances Lamont, of South Dakota, Margaret L. Arnold, of the District of Columbia, Syd Captain, of Florida, Katie Dusenberry, of Arizona, Josephine K. Oblinger, of Illinois, Edna B. Russell, of California, and James N. Broder, of Maryland, each to be a Member of the Federal Council on the Aging.

Jay V. Beck, of Utah, to be a Member of the National Science Board, National Science Foundation.

Paul H. Nitze, of Maryland, for the rank of Ambassador while serving as Head of the U.S. Delegation to the Intermediate Range Nuclear Force Negotiations.

Thomas A. Bolan, of New York, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Rita M. Lavelle, of California, to be an Assistant Administrator of the Environmental Protection Agency.

Page 6254

**Nominations:** Senate received the following nominations:

John T. Callery, to be U.S. Marshal for the Western District of Tennessee.

General John W. Vessey, Jr., U.S. Army, to be Chairman, Joint Chiefs of Staff.

4 Navy nominations in the rank of Commodore.

1 Marine Corps nomination in the rank of General.

Routine lists of Air Force and Marine Corps nominations.

Pages 6251-6252

**Presidential Message:** Senate received a message from the President, transmitting the East-West Trade Report for the third quarter of 1981, covering trade relations between the United States and nonmarket economy countries. Referred to the Committee on Finance. (PM-124)

Page 6197

**Messages From the President:** Page 6197

**Messages From the House:** Page 6197

**Communications:** Pages 6198-6200

**Statements on Introduced Bills:** Pages 6200-6233

**Notices of Hearings:** Page 6236

**Committee Authority To Meet:** Page 6236

**Additional Statements:** Pages 6236-6250

**Nominations:** Pages 6251-6253

**Confirmations:** Page 6254

**Quorum Calls:** Two quorum calls were taken today. (Total—29)

Pages 6156-6157

**Record Votes:** Nine record votes were taken today. (Total—79)

Pages 6156, 6157, 6168, 6169-6170, 6175

**Recess:** Senate convened at 10 a.m., and recessed at 6:25 p.m., until 10 a.m., on Thursday, April 1, 1982.

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported the following measures:

S. 2109, authorizing funds for the Commodity Futures Trading Commission, with an amendment in the nature of a substitute;

H.R. 2160, revising certain provisions of the Potato Research and Promotion Act to change the formula used by the National Potato Promotion

Board to assess potato producers, with amendments, in lieu of S. 862;

S. 705, authorizing the conveyance of certain National Forest System lands when determined to be in the public interest, with an amendment in the nature of a substitute; and

S. 2154, requiring the Secretary of Agriculture to convey a reversionary interest held by the United States in certain lands located in Christian County, Kentucky, to the Shy Flat Tabernacle Cemetery, Inc., Christian County, Kentucky, with amendments.

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Defense, receiving testimony in behalf of funds for MX programs from James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering; Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition; and Maj. General Grayson D. Tate, Jr., Commanding General, Ballistic Missiles Defense Systems Command/Ballistic Missile Defense Program Manager.

Subcommittee will meet again on Wednesday, April 21.

## APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1983 for energy and water development programs, receiving testimony from Senator Tower; Representative Brooks; and numerous public witnesses.

Hearings continue tomorrow.

## APPROPRIATIONS—STRATEGIC/NAVAL PETROLEUM RESERVES

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for Strategic Petroleum Reserve and Naval Petroleum Reserves from William A. Vaughan, Assistant Secretary of Energy for Environmental Protection, Safety, and Emergency Preparedness.

Subcommittee will meet again on Thursday, April 15.

## AUTHORIZATIONS—MILITARY PROCUREMENT

*Committee on Armed Services:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense. (As approved by the committee, the bill incorporates provisions of S. 2249.)

## SECURITIES—COMMODITIES ACCORD

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities concluded hearings on S. 2260, clarifying the jurisdictional boundaries between the Securities and Exchange Commission and the Commodity Futures Trading Commission, after receiving testimony from John S.R. Shad, Chairman, Securities and Exchange Commission; and Philip McB. Johnson, Chairman, Commodity Futures Trading Commission.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued markup of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon, and will meet again tomorrow.

## NHTSA

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation concluded oversight hearings to examine how the National Highway Traffic Safety Administration has carried out its responsibilities under the Highway Safety Act, the Motor Vehicle Information Cost Savings Act, and the National Traffic and Motor Vehicle Safety Act, after receiving testimony from Raymond A. Peck, Administrator, National Highway Traffic Safety Administration; Steven Jacobs, Traffic Safety Foundation, Joan Claybrook, Public Citizen, Clarence Ditlow, Center for Auto Safety, William C. Wilkinson, III, Bicycle Manufacturers Association of America, Katie Moran, Bicycle Federation, Earl Eisenhart, American Association of Motor Vehicle Administrators, Ralph Nader, and John Gillis, The Car Book, all of Washington, D.C., Henry Betts, Rehabilitation Institute of Chicago, Chicago, Illinois; Constance Bartholomew, Falls Church, Virginia; and Robert Williams, Princeton University, Princeton, New Jersey.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following bills:

S. 1606, establishing a Federal supplemental property insurance fund for nuclear powerplants, and providing for the cleanup of the damaged Three Mile Island Unit No. 2 nuclear power reactor (TMI-2), with an amendment in the nature of a substitute; and

H.R. 5139, modifying provisions of the revised Organic Act of the Virgin Islands and providing certain other authorities affecting the territories and possessions of the United States, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates certain provisions of S. 1674).

Also, committee began consideration of S. 1501, providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately 76 acres of land in Alaska, S. 1519, designating certain national wildlife refuge lands in Florida as the Florida Keys Wilderness, H.R. 1543, confirming the conveyance of certain real property in Alameda County, California, by the Central Pacific Railway Company and the Southern Pacific Railway Company to certain named individuals, H.R. 2863, providing for the sale at public auction certain lands in the Tahoe National Forest known as Blythe Arena, S. 1628, providing that the Emergency Fund Act of 1948 be available for all projects governed by Federal reclamation acts, and S. 933, authorizing the rehabilitation of the Belle Fourche irrigation project in South Dakota, but did not complete action thereon, and will meet again on Tuesday, April 20.

## CARIBBEAN BASIN/INITIATIVE

*Committee on Foreign Relations:* Committee concluded hearings on the President's proposed Caribbean Basin Initiative, after receiving testimony from Archie Monroe, Esso InterAmerican, Coral Gables, Florida; Rudolph Oswald, AFL-CIO, Stanley Urban, Haitian-American Chamber of Commerce, William Cline, Institute for International Economics, and Richard Newfarmer, Overseas Development Council, all of Washington, D.C.; Charles C. W. Parry, Aluminum Company of America, Pittsburgh, Pennsylvania; Albert Fishlow, Yale University, New Haven, Connecticut; and Sidney Weintraub, University of Texas, Austin.

## U.S./SOVIET CIVIL DEFENSE

*Committee on Foreign Relations:* Subcommittee on Arms Control, Oceans, International Operations, and Environment concluded hearings on U.S. and Soviet civil defense programs after receiving testimony from Richard N. Perle, Assistant Secretary of Defense for International Security Policy; T. K. Jones, Deputy Under Secretary of Defense for Research and Engineering, (Strategic and Theater Nuclear Forces); Brig. General William J. Doyle, Jr., Deputy Director, National Strategic Target List Directorate, Joint Strategic Target Planning Staff; and William Chipman, Director, Civil Defense Programs, Federal Emergency Management Agency.

## FECA

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations resumed oversight hearings on the administration of the Federal Employees Compensation Act, focusing on alleged fraud and abuse, receiving testimony from Robert B. Collyer, Deputy Under Secretary of Labor for Employment Standards Administration, and Thomas F. McBride, Inspector General, Department of Labor; and Howard W. Cox, Staff Counsel and Karen A. Hainer, Staff Investigator, both of the Subcommittee.

Hearings were recessed subject to call.

## ANTITRUST CONTRIBUTION

*Committee on the Judiciary:* Committee ordered favorably reported with an amendment S. 995, providing for contribution of damages in antitrust price fixing suits.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Michael A. Telesca, to be U.S. District Judge for the Western District of New York, John A. Nordberg and William T. Hart, each to be a U.S. District Judge for the Northern District of Illinois, and Walter E. Black, Jr., to be U.S. District Judge for the District of Maryland, after the nominees testified and answered questions in their own behalf. Mr. Telesca was introduced by Senator D'Amato; Messrs. Nordberg and Hart were introduced by Senator Percy; and Mr. Black was introduced by Senators Mathias and Sarbanes.

## CRIMINAL CODE/TORT ACTIONS

*Committee on the Judiciary:* Subcommittee on Agency Administration concluded hearings on S. 1775, making the Federal Government liable for constitutional torts and generally the exclusive defendent in all tort suits involving Government employees acting within the scope of their employment, after receiving testimony from William H. Webster, Director, Federal Bureau of Investigation, J. Paul McGrath, Assistant Attorney General, and John Lodge Euler, Assistant Director, Torts Branch, all of the Department of Justice; Donald J. Devine, Director, Office of Personnel Management; Charles E. Weithoner, Associate Administrator for Administration Federal Aviation Administration; Peter Schuck, Yale University, New Haven, Connecticut; and Elliot Richardson, Milbank, Tweed, Hadley and McCloy, Washington, D.C.

## TERRORISM IN SOUTHERN AFRICA

*Committee on the Judiciary:* Subcommittee on Security and Terrorism concluded hearings to examine international terrorism, focusing on the role of the Soviet Union, Cuba and East Germany in supporting terrorism in Southern Africa, after receiving testimony from Andrias Shipanga, Southwest African Peoples Organization (SWAPO) Democrats; Jariretundu Kozonguizi, Secretariat of the Council of

Ministers of Southwest Africa/Namibia; and Adriano F. Bomba, former member of Frelimo.

## AUTHORIZATIONS-HEALTH PROGRAMS

*Committee on Labor and Human Resources:* Committee concluded hearings on S. 2311 authorizing funds through fiscal year 1985 for certain health programs of the Department of Health and Human Services, after receiving testimony in behalf of funds for the National Cancer Institute, National Heart, Lung and Blood Institute, and the National Library of Medicine from Edward Brandt, Assistant Secretary of Health and Human Services, Vincent DeVita, Director, National Cancer Institute, Peter Frommer, Acting Director, National Heart, Lung and Blood Institute; and Martin Cummings, Director, National Library of Medicine, all of the Department of Health and Human Services; Paul Rogers, Hogan and Hartson, Washington, D.C.; and G. Richard Lee, University of Utah College of Medicine, Salt Lake City, on behalf of the Association of American Medical Colleges.

## NOMINATION

*Committee on Labor and Human Resources:* Committee concluded hearings on the nomination of Clarence Thomas, of Maryland, to be a Member of the Equal Employment Opportunity Commission, after the nominee, who was introduced by Senator Danforth, testified and answered questions in his own behalf. Testimony was also received from Arnold Torres, representing the League of United Latin American Citizens, Washington, D.C.

## SMALL BUSINESS ECONOMY

*Committee on Small Business:* Committee held hearings to review the President's report on the state of small business, focusing on the small business community and its needs, receiving testimony from Murray L. Weidenbaum, Chairman, James Burham, Special Assistant to the Chairman, and Allen Parkman, Senior Staff Economist, all of the Council of Economic Advisers; and Frank S. Swain, Chief Counsel for Advocacy, Small Business Administration.

Hearings were recessed subject to call.

## INDIAN WATER CLAIMS

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 2114 and H.R. 5118, bills providing for the settlement of Papago Indian water rights claims in portions of the Papago Indian Reservation of Arizona, after receiving testimony from Representative Udall; and Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources.

## AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* Committee met in closed session to mark up proposed legislation authorizing funds for fiscal year 1983 for intelligence activities of the United States, but did not complete action thereon, and will meet again on Tuesday, April 20.

## ORGANIZATIONAL MEETING

*Select Committee To Investigate Law Enforcement Activities of Components of the Department of Justice:* Committee held an organizational meeting where it announced the following:

(1) Senators Mathias and Huddleston would serve as Chairman and Vice Chairman, respectively;

(2) Directed the Senate Legal Counsel to secure public available records relative to those matters which fall within the jurisdiction of the committee in its investigation;

(3) Directed the Senate Legal Counsel to draft proposed rules of procedure for the committee;

(4) Appointed the Deputy Staff Director of the Committee on Rules and Administration as temporary Administrator of the committee; and

(5) Set regular meeting dates.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 30 public bills, H.R. 5998–6027; and 10 resolutions, H.J. Res. 450 and 451, H. Con. Res. 301 and 302, and H. Res. 417–422 were introduced.

Pages 6127–6128

**Bills Reported:** Reports were filed as follows:

H.R. 5106, to amend the Clayton Act to modify the amount of damages payable to foreign states and instrumentalities of foreign states which sue for violations of the antitrust laws, amended (H. Rept. 97–476); and

H. Res. 419, providing for the consideration of H.R. 5780, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program (H. Rept. 97–477).

Page 6127

**Journal:** By a yea-and-nay vote of 377 yeas to 24 nays with 1 voting "present", Roll No. 46, the House approved the Journal of Tuesday, March 30.

Pages 6070–6071

**Committee Elections:** House agreed to H. Res. 417, electing Representative Crockett to the Committee on the Judiciary and Representative Daschle to the Committee on Post Office and Civil Service.

Page 6072

**National Housing:** House disagreed to the amendment of the Senate to H.R. 5708, to amend section

235 of the National Housing Act; returning the measure to the Senate.

**Pages 6071-6073**

**Late Report:** Committee on Interior and Insular Affairs received permission to have until 5 p.m. on Thursday, April 1, to file a report on H.R. 3208, to amend the Reclamation Safety of Dams Act of 1978.

**Page 6081**

**Committee Funding:** By a recorded vote of 282 ayes to 132 noes, Roll No. 49, the House agreed to H. Res. 378, providing amounts from the contingent fund of the House for expenses of investigations and studies by standing and select committees of the House in the second session of the Ninety-seventh Congress.

Rejected a motion to recommit the resolution to the Committee on House Administration (rejected by a recorded vote of 148 ayes to 270 noes, Roll No. 48).

Agreed to the committee amendment (agreed to by a yea-and-nay vote of 416 yeas, Roll No. 47).

**Pages 6081-6093**

**Knights of Columbus:** House agreed to H. Res. 418, acknowledging March 29, 1982, as the one hundredth anniversary of the founding of the Knights of Columbus, and commending such organization for a century of dedicated public service.

**Pages 6094-6095**

**Presidential Message—East-West Trade:** Received and read a message from the President wherein he transmits the East-West Trade Report for the third quarter of 1981.

**Page 6099**

**Recess:** House recessed at 4:25 p.m. and reconvened at 5:15 p.m.

**Page 6114**

**Adjournment:** Met at noon and adjourned at 5:18 p.m.

## *Committee Meetings*

### FUTURES TRADING ACT

*Committee on Agriculture:* Subcommittee on Conservation, Credit and Rural Development continued markup of H.R. 5447, Futures Trading Act of 1982.

Will continue tomorrow.

### CARIBBEAN BASE INITIATIVE

*Committee on Agriculture:* Subcommittee on Cotton, Rice, and Sugar held a hearing on the sugar import provisions of the Administration's proposed Caribbean Basin Initiative. Testimony was heard from departmental witnesses.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies continued hearings on fiscal year 1983 Agriculture appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Navy Shipbuilding. Testimony was heard from G. A. Sawyer, Assistant Secretary of Defense for Shipbuilding and Logistics and VAdm. R. L. Walters, Deputy Chief of Naval Operations for Surface Warfare.

### ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on the energy and water development appropriations bill for fiscal year 1983. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on AID-Near and Middle East. Testimony was heard from Nicholas A. Veliotes, Assistant Secretary for Near East-South Asian Affairs, Department of State and W. Antoinette, Assistant Administrator, Bureau for Near East, AID.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Geological Survey. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education continued hearings on fiscal year 1983 Labor-HHS and Education appropriations. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction met in executive session to hold a hearing on Persian Gulf/Indian Ocean. Testimony was heard from Robert J. Lanoue, Director, NATO and Foreign Construction Programs, Office of the Deputy Secretary of Defense for Management, Reserve Affairs and Logistics and David M. Ransom, Director, Near East, South Asia Region, Office of the Assistant Secretary of Defense for International Security Affairs.

The Subcommittee also met in executive session to hold a hearing on fiscal year 1983 Defense Agency Military Construction Programs. Testimony was heard from Lt. Gen. Lincoln Faurer, USAF, Director, NSA and Thomas Bee, Staff Engineer, Office of the Deputy Assistant Secretary of Defense.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Federal Railroad Administration. Testimony was heard from Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation.

Hearings continue tomorrow.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on White House Office, Compensation of the President, Office of Administration and Special Assistance to the President. Testimony was heard from John Rogers, Assistant to the President for Administration.

## DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on procurement and Military Nuclear Systems approved for full Committee action the procurement portions of the fiscal year 1983 Defense authorization bill.

## DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Readiness approved for full Committee action the operation and maintenance portions of the fiscal year 1983 Defense authorization bill.

## DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Research and Development approved for full Committee action as amended the research, development, test and evaluation portion of the fiscal year 1983 Defense authorization bill.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from Representative Dicks and public witnesses.

Hearings continue tomorrow.

## HOME MORTGAGE CAPITAL STABILITY ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on H.R. 5568, Home Mortgage Capital Stability Act. Testimony was heard from Representative Heftel and public witnesses.

## VOCATIONAL EDUCATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the impact of budget cuts on vocational education. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## EMPLOYMENT AND TRAINING LEGISLATION

*Committee on Education and Labor:* Subcommittee on Employment Opportunities began markup of pending employment and training bills.

Will continue tomorrow.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Human Resources held an oversight hearing on the Office of Juvenile Justice and Delinquency Prevention. Testimony was heard from Representatives Kildee and Chisholm; from the following officials of the Department of Justice: Stan Morris, Associate Deputy Attorney General and Charles A. Lauer, Acting Administrator, Office of Juvenile Justice and Delinquency Prevention and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

## RESOURCE CONSERVATION AND RECOVERY ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation, and Tourism held a hearing on the reauthorization of the Resource Conservation and Recovery Act. Testimony was heard from the following officials of EPA: William Sullivan, Director, Enforcement Policy; Chris Capper, Acting Assistant Administrator for Solid Waste and Emergency Response and George Dietrich, Director, Office of Solid Waste.

## ICA SUPPLEMENTAL AND MISCELLANEOUS MATTERS

*Committee on Foreign Affairs:* Agreed to introduction of a clean bill on the International Communication Agency (ICA) authorization request for fiscal year 1983.

The Committee also held a hearing on Public Law 480—Food for Peace Program; Title XII—Famine Prevention and Freedom from Hunger and International Agricultural Research. Testimony was heard from the following officials of AID: Julia Chang Bloch, Assistant Administrator for Food for Peace and Voluntary Assistance and Dr. Nyle C. Brady, Senior Assistant Administrator for Science and Technology and public witnesses.

## DEPARTMENT OF ENERGY

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on waste, fraud, and abuse at the Department of Energy. Testimony was heard from representatives of GAO.

## FEDERAL ASSISTANCE PROGRAMS

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources held a hearing on improving the Financial Management and Audit of Federal Assistance Programs: The "Single Audit" Concept. Testimony was heard from Representatives Erlenborn and Wyden; Charles A. Bowsher, Comptroller General of the United States.

Hearings continue tomorrow.

## COMMITTEE BUSINESS

*Committee on Interior and Insular Affairs:* Approved a Committee resolution concerning a contract for certain drainage and construction work by the Welton-Mohawk irrigation and drainage district Gila Project, Arizona.

The Committee also approved a resolution waiving the 60 day waiting period for the Trans-Continental Pipeline Corporation for a natural gas pipeline with the Sabine Natural Wildlife Refuge, Louisiana.

## FBI AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI authorization, with emphasis on Indian reservations. Testimony was heard from the following officials of the Department of Justice: Mark Richard, Deputy Assistant Attorney General, Criminal Division and Alan Meyer, Section Chief, Indian Matters and Government Crimes, Criminal Division, FBI.

Hearings continue on FBI authorization April 21.

## GRAND JURY REFORM

*Committee on the Judiciary:* Subcommittee on Criminal Justice held a hearing on H.R. 4272, Assistance of Counsel Before Grand Juries Act of 1981. Testimony was heard from public witnesses.

## DEEP SEABED HARD MINERAL RESOURCES ACT AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography held a hearing on the reauthorization of the Deep Seabed Hard Mineral Resources Act. Testimony was heard from Dr. Anthony J. Calio, Deputy Administrator, NOAA, Department of Commerce and a public witness.

## INTERNATIONAL ENERGY AUTHORITIES

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5789, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program. Testimony was heard from Representatives Sharp and Broyhill.

## ENERGY AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production concluded hearings on DOE authorization/Uranium Enrichment and Advanced Isotope Separation. Testimony was heard from public witnesses.

## POLLUTION CONTROL FINANCING

*Committee on Small Business:* Subcommittee on Energy, Environment, Safety and Issues Affecting Small Business concluded hearings on pollution control financing. Testimony was heard from John Chapeton, Assistant Secretary for Tax Policy, Department of the Treasury.

## SBA LOAN GUARANTEE PROGRAM

*Committee on Small Business:* Subcommittee on General Oversight held a hearing on SBA loan guarantee program. Testimony was heard from public witnesses.

## GI BILL

*Committee on Veterans' Affairs:* Subcommittee on Education, Training and Employment held a hearing on GI Bill proposals for all Volunteer Armed Forces. Testimony was heard from Representative Hunter; representatives of the various branches of the services and representatives of military organizations.

## REVENUE RAISING PROPOSALS

*Committee on Ways and Means:* Continued hearings on the Administration's revenue raising proposals. Testimony was heard from Representative Green and public witnesses.

Hearings continue tomorrow.

## SOCIAL SERVICES BLOCK GRANTS

*Select Committee on Aging:* Subcommittee on Human Services held a hearing on social services block grants and its impact on services to the elderly. Testimony was heard from the following officials of the Department of Health and Human Services: Dorcas Hardy, Assistant Secretary for Human Development Services and Dr. Lennie-Marie P. Tolliver, Commissioner, Administration on Aging; Janet Sainer, Commissioner, Department of Aging, New York City; Martin Dukler, Assistant Deputy Commissioner, Department of Human Resources, State of Texas and public witnesses.

# *Thursday, April 1, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 6366–6505*

**Bills Introduced:** Twenty-nine bills and seven resolutions were introduced, as follows: S. 2328–2356, S.J. Res. 183–186, S. Con. Res. 79, and S. Res. 358–359.

Pages 6392–6393

**Bills Reported:** Reports were made as follows:

S. Con. Res. 68, expressing the opposition of the Congress to the expulsion of Israel from the General Assembly of the United Nations, and to preserve the integrity of the Charter of the United Nations, with amendments. (S. Rept. No. 97–328)

S. Con. Res. 69, urging the Soviet Union to allow Ida Nudel to emigrate to Israel.

Page 6392

**Measures Passed:**

*Commending Martin Berson Gold:* Senate agreed to S. Res. 358, extending its appreciation and gratitude to Martin Berson Gold for his faithful service to the Senate and to the Nation.

Pages 6366–6367

*Authorizing Charitable Contributions:* Senate passed S. 2333, permitting an officer or employee of the United States Government, injured during an assassination attempt, to receive contributions from charitable organizations.

Page 6381

*American Salute to Cabanataun Prisoner of War Memorial Day:* Senate passed H.J. Res. 435, designating April 12, 1982, as "American Salute to Cabanataun Prisoner of War Memorial Day."

Page 6490

*National Hospice Week:* Senate passed S.J. Res. 170, designating the week of November 7 through 14, 1982, as "National Hospice Week."

Page 6490

*Ida Nudel:* Senate agreed to S. Con. Res. 69, urging the Soviet Union to allow Ida Nudel to emigrate to Israel.

Pages 6490–6491

*Robert B. Griffith Water Project:* Committee on Energy and Natural Resources was discharged from the further consideration of S. 1681, designating the southern Nevada water project, in Clark County, Nevada, as the "Robert B. Griffith Water Project," and the bill was then passed.

Page 6491

*National Housing Act:* Senate passed S. 2344, extending section 235 of the National Housing Act until April 30, 1982.

Page 6502

**Broadcasting of Senate Chamber Proceedings:** Senate resumed consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, with the following amendments proposed thereto:

(1) Symms unprinted amendment No. 869 (printed Amendment No. 1348), to reaffirm United States policy towards Cuba.

Page 6379

(2) Symms unprinted amendment No. 870 (printed Amendment No. 1349) (to unprinted amendment No. 869 above), perfecting, to provide that the United States is determined to:

(a) prevent by whatever means may be necessary, including the use of arms, the Marxist-Leninist regime in Cuba from extending by force or the threat of force its aggressive or subversive activities to any part of this hemisphere;

(b) prevent in Cuba the creation or use of an externally supported military capability endangering the security of the United States; and

(c) work with the Organization of American States and with freedom-loving Cubans to support the aspirations of the Cuban people for self-determination.

Pages 6379–6381

Senate will resume consideration of the resolution and amendments proposed thereto on Tuesday, April 13.

Page 6505

**Federal Interagency Medical Resources Committee:** Senate concurred in the amendments of the House to S. 266, implementing procedures and guidelines for the interagency sharing of health resources, between the Department of Defense and the Veterans' Administration, with Baker (for Simpson) unprinted amendment No. 871, in the nature of a substitute.

Pages 6492–6505

**Confirmation:** Senate confirmed the nomination of J. J. Simmons III, of Oklahoma, to be a Member of the Interstate Commerce Commission.

Page 6505

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until April 13, 1982.

Page 6490

**Authority To Sign Measures:** The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until April 13, 1982. **Page 6490**

Committee Authority To File: All committees were authorized to file reports on Thursday, April 8, 1982, from 9 a.m., to 3 p.m. **Pages 6490**

Messages From the House: **Pages 6391-6392**

Statements on Introduced Bills: **Pages 6393-6432**

Amendments Submitted for Printing: **Pages 6437-6448**

Notices of Hearings: **Pages 6450-6451**

Committee Authority To Meet: **Page 6450**

Additional Statements: **Pages 6450-6481**

Confirmations: **Page 6505**

Adjournment: Senate convened at 10 a.m., and in accordance with S. Con. Res. 78, adjourned at 3:39 p.m., until 12 noon, on Tuesday, April 13, 1982.

## *Committee Meetings*

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies held hearings to review budget proposals for the Office of Inspector General, Department of Agriculture, receiving testimony from John V. Graziano, Inspector General, and Gerald W. Peterson, Acting Assistant Inspector General for Auditing, both of the Department of Agriculture; and on agriculture aspects of the General Accounting Office, receiving testimony from Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office.

Subcommittee recessed subject to call.

### APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1983 for energy and water development programs, receiving testimony from Senators Long, Pryor, and Bumpers; Arizona Governor Bruce Babbit, Phoenix; and numerous public witnesses.

Hearings were recessed subject to call.

### APPROPRIATIONS—FEMA/SELECTIVE SERVICE

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Louis O. Giuffrida, Director, Jeffrey S. Bragg, Administrator, Federal Insurance Administration, and B. J. Thompson, Administrator, U.S. Fire Administration, all of the Federal Emergency Management Agency; and Thomas Turnage, Director, Selective Service System.

Subcommittee will meet again on Thursday, April 15.

### APPROPRIATIONS—FRA/USRA/CONRAIL

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Robert Blanchette, Administrator, Federal Railroad Administration; Stephen Berger, Chairman, U.S. Railway Association; and L. Stanley Crane, Chairman and Chief Executive Officer, Consolidated Rail Corporation (CONRAIL).

Subcommittee will meet again on Wednesday, April 21.

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued markup of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon, and will meet again on Tuesday, April 13.

### AUTHORIZATIONS—NASA

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for the National Aeronautics and Space Administration, after receiving testimony from Jack L. Kerrebrock, Associate Administrator, Office of Aeronautics and Space Technology, National Aeronautics and Space Administration; Steven Piper, Coordinator of Aircraft Trade Policy, Office of the U.S. Trade Representative; Wolfgang H. Demish, Morgan Stanley and Company, Inc., New York City; N. R. Parmet, Fairway, Kansas; and Ronald D. Neal, Sr., Gates Learjet Corp., Tucson, Arizona.

### FLORIDA LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water held hearings on S. 1138 and S. 1633, bills prohibiting the issuance of phosphate mining leases on the Osceola National Forest in Florida, and H.R. 9 and S. 1[illegible]3, bills prohibiting the issuance of phosphate mining leases on the Osceola National Forest in Florida and designating certain wilderness and national forest lands in Florida, receiving testimony from Senators Hawkins and Chiles; Representative Fuqua; Florida Governor Robert Graham, Tallahassee; John B. Crowell, Jr., Assistant Secretary of Agriculture for

Natural Resources and Environment; George L. Atwood and Dennis M. Olsen, both on behalf of Monsanto Company, Denver, Colorado; Elmo Hoffman, Global Exploration, Lakeland, Florida; Peter Mott, Florida Audubon Society, Maitland; Doug Alderson, on behalf of the Florida Chapter of Sierra Club, Tallahassee; Steven Roody, Suwannee River Coalition, Gainesville, Florida; Edward Wren, Southwest Forest Industry, Phoenix, Arizona; and Fletcher G. Shives, The Wilderness Society, Washington, D.C.

Hearings were recessed subject to call.

## BUDGET/TAX PROPOSALS

*Committee on Finance:* Committee met to consider budget proposals for fiscal year 1983 for those programs which fall within the jurisdiction of the committee, and on administration tax proposals, but did not complete action thereon, and recessed subject to call.

## PSRO'S

*Committee on Finance:* Subcommittee on Health concluded hearings on S. 1250, providing for a consolidation of Professional Standards Review Organization areas, and S. 2142, providing for a new system of utilization and quality control peer review under the Medicare program, after receiving testimony from Representative Paul; George A. Thompson, Assistant Administrator for Operations, Health Care Financing Administration, Department of Health and Human Services; John Sunderbruch and Boyd Thompson, both of the American Association of Foundations for Medical Care, Harry Weeks and Lyla Hernandez, both of the American Association of Professional Standards Review Organizations, all of Bethesda, Maryland; Duane Heintz, Midwest Business Group, Chicago, Illinois and Deere and Company, Moline, Illinois; G. Robert O'Brien, Connecticut General Life Insurance Company, Bloomfield, on behalf of the Health Insurance Association of America; Charles R. Griffin, South Carolina Medical Foundation, Columbia; Michael McGarvey, New York Statewide Professional Standards Review Council, Inc., New York City; John Graham and Patrick Byrne, both of the Foundation for Health Care Evaluation, Minneapolis, Minnesota; William H. Hotchkiss and Ross Rubin, both of the American Medical Association, Chicago, Illinois; Bernard Zamostien, Pennsylvania Medical Society, Le Moyne; Willis B. Goldbeck, Washington Business Group on Health, Washington, D.C.; Monsignor James Fitzpatrick and Lindsay Robinson, both of the Hospital Association of New York State, Albany.

## EL SALVADOR

*Committee on Foreign Relations:* Committee concluded hearings on S.J. Res. 144, encouraging unconditional negotiations for the purpose of achieving a cease-fire and a political settlement in El Salvador, after receiving testimony from Representatives Livingston and Murtha; Everett Briggs, Deputy Assistant Secretary of State for Inter-American Affairs; and Robert Leiken and Alan Weinstein, both of the Center for Strategic and International Studies, Georgetown University, Washington, D.C.

## GOVERNMENT CONTRACTS—FRAUD

*Committee on Governmental Affairs:* Committee held hearings on S. 1780, providing Federal agencies the ability to recover money lost as a result of fraud by Government contractors, grantees and employees, receiving testimony from Milton J. Socolar, Special Assistant to the Comptroller General, General Accounting Office; Richard P. Kusserow, Inspector General, Department of Health and Human Services; Sherman M. Funk, Inspector General, Department of Commerce; Joseph H. Sherick, Assistant Secretary of Defense for Review and Oversight, and J. Paul McGrath, Assistant Attorney General, Civil Division, Department of Justice.

Hearings were recessed subject to call.

## HABEAS CORPUS REFORM

*Committee on the Judiciary:* Committee concluded hearings on S. 2216, reforming the habeas corpus procedures of the United States, after receiving testimony from Senator Chiles; Jonathan C. Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice; Chief Justice C. C. Torbert, Jr., Supreme Court of Alabama, Montgomery; Chief Justice W. W. Reynoldson, Supreme Court of Iowa, Des Moines; Jim Smith, Attorney General of Florida, Tallahassee; Stephen Gillers, New York University, New York City, on behalf of the American Civil Liberties Union; and Phylis Bamberger, Legal Aid Society of New York City, on behalf of the Legal Aid Society of New York and the National Legal Aid Defender Association.

## EXPLOITED AND MISSING CHILDREN

*Committee on the Judiciary:* Subcommittee on Juvenile Justice held hearings to discuss the Federal government's role in investigating sexual exploitation of children and the mailing or importing of child pornography, and on S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located, receiving testimony from Senator Hawkins; Mark Richard, Deputy Assistant Attorney General, Criminal Division, and Dana E. Caro, Deputy Assistant Director, Organized Crime Division, Federal Bureau of Investigation, both of the Department of Justice; Charles P. Nelson, Assistant Chief Postal Inspector, Office of Criminal Investigation, U.S. Postal Service; Robert

P. Schaffer, Director, Office of Inspections, U.S. Customs Service, Department of the Treasury; and John Walsh, Adam Walsh Child Resource Center, Ft. Lauderdale, Florida.

Hearings were recessed subject to call.

### OLDER WORKERS—EMPLOYMENT

*Committee on Labor and Human Resources:* Subcommittee on Aging, Family and Human Services concluded hearings on options for expanding employment opportunities for older workers in the private sector, after receiving testimony from Senator Hayakawa; Malcolm R. Lovell, Jr., Under Secretary of Labor; Mike Batten, Fairfax, Virginia; Dan Knowles, Grumman Aerospace Corporation, Bethpage, New York; Richard Clinton, Tenneco, Houston, Texas; Thatcher Longstreth, Philadelphia Chamber of Commerce, Philadelphia, Pennsylvania; and Robert Peterson, Columbia Typographical Union, Washington, D.C.

### BUSINESS MEETING

*Select Committee on Ethics:* Committee met in closed session to discuss pending committee matters, but made no announcements, and recessed subject to call.

### INDIAN CLAIMS—STATUTE OF LIMITATIONS

*Select Committee on Indian Affairs:* Committee concluded oversight hearings on the implementation of P.L. 96-217, extending the time within which the United States may bring an action for damages on behalf of an Indian tribe, after receiving testimony from Roy H. Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs; Carol E. Dinkins, Assistant Attorney General for Land and Natural Resources, Department of Justice; Delfin Lovato, All Indian Pueblo Council, Albuquerque, New Mexico; Suzan Shown Harjo, Native American Rights Fund, Washington, D.C.; and Alan Parker, Funke & Associates, Washington, D.C., representing the Standing Rock Sioux Tribe of Ft. Yates, North Dakota.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 37 public bills, H.R. 6029-6065; 2 private bills, H.R. 6066 and 6067; and 13 resolutions, H.J. Res. 452-456, H. Con. Res. 303-305, and H. Res. 423-427 were introduced.

Pages 6362-6363

**Bill Reported:** One report was filed as follows: H.R. 3208, to amend the Reclamation Safety of Dams Act of 1978, amended (H. Rept. 97-478).

Page 6362

**Late Reports:** Committee on Foreign Affairs received permission to have until 6 p.m. Friday, April 2, to file reports on the following bills: H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Inc.; and H.R. 5998, to provide additional authorizations of appropriations for the fiscal year 1983 for the International Communication Agency.

Page 6302

**District Work Period:** By a yea-and-nay vote of 209 yeas to 173 nays, Roll No. 50, the House agreed to S. Con. Res. 78, providing for an adjournment of the Senate on Thursday, April 1 or Friday, April 2 to Tuesday, April 13, 1982, and an adjournment of the House from Tuesday, April 6 to Tuesday, April 20, 1982—clearing the measure.

Pages 6311-6312

**Cabanatuan Prisoner of War Day:** House passed H.J. Res. 435, providing for the designation of April 12, 1982, as "American Salute to Cabanatuan Prisoner of War Memorial Day".

Page 6311

**Nurse-Midwifery Week:** House passed and cleared for the President S.J. Res. 67, to establish National Nurse-Midwifery Week.

Page 6312

**Parliamentary Emphasis Month:** House passed and cleared for the President S.J. Res. 102, to authorize and request the President to designate the month of April 1982 as "Parliamentary Emphasis Month".

Page 6312

**International Energy Authorities Extension:** By a yea-and-nay vote of 374 yeas to 3 nays, Roll No. 53, the House passed H.R. 5789, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program.

Agreed to an amendment in the nature of a substitute that extends certain international energy authorities until June 1, 1982, rather than July 1, 1983 (agreed to by a recorded vote of 211 ayes to 18 noes, Roll No. 52).

Subsequently, this passage was vacated and S. 1937, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President. Prior to the consideration of H.R. 5789, objection was heard to the consideration of S. 1937.

H. Res. 419, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 6313-6317

**Charitable Contributions to Government Employees:** House passed and cleared for the President S. 2333, to amend section 209 of title 18, United States Code, to permit an officer or employee of the United States Government, injured during an assassination attempt, to receive contributions from charitable organizations.

Pages 6322-6323

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 6362

## *Committee Meetings*

### FUTURES TRADING ACT

*Committee on Agriculture:* Subcommittee on Conservation, Credit and Rural Development approved for full Committee action as amended H.R. 5447, Futures Trading Act of 1982.

### AGRICULTURAL APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies continued hearings on fiscal year 1983 Agriculture appropriations. Testimony was heard from Members of Congress and public witnesses.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies met in executive session to hold a hearing on the FBI. Testimony was heard from William Webster, Director, FBI, Department of Justice.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Drug Abuse in the Military. Testimony was heard from Dr. John H. Johns, Deputy Assistant Secretary of Defense for Drug and Alcohol Abuse Prevention.

The Subcommittee also met in executive session to hold a hearing on Theatre Nuclear Forces. Testimony was heard from T. K. Jones, Deputy Under Secretary of Defense for Strategic and Theatre Nuclear Forces.

### ENERGY AND WATER DEVELOPMENT

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on the energy and water development appropriations bill for fiscal year 1983. Testimony was heard from Members of Congress and public witnesses.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations heard testimony from Donald T. Regan, Secretary of the Treasury.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior continued hearings on Geological Survey. Testimony was heard from departmental witnesses.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education continued hearing on fiscal year 1983 Labor-HHS and Education appropriations. Testimony was heard from Members of Congress and public witnesses.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction continued hearings on fiscal year 1983 Military Construction appropriations. Testimony was heard from Members of Congress and public witnesses.

### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Ordered reported as amended H.R. 6030, Department of Defense Authorization Act, fiscal year 1983.

### HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 5731, Housing and Community Development Amendments of 1982. Testimony was heard from Representative O'Brien; Samuel R. Pierce, Jr., Secretary, Department of Housing and Urban Development; Christopher S. Bond, Governor, State of Missouri; Dr. John H. Gibbons, Director, Office of Technology Assessment and public witnesses.

### VOCATIONAL EDUCATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education concluded oversight hearings on the impact of budget cuts on vocational education. Testimony was heard from public witnesses.

### JOB TRAINING PARTNERSHIP ACT

*Committee on Education and Labor:* Subcommittee on Employment Opportunities approved for full Committee action as amended H.R. 5320, Job Training Partnership Act.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Labor-Management Relations held an oversight hearing on the payment of Medicare funds to labor-management consultants. Testimony was heard from Representative Waxman; Paul Willging, Deputy Administrator of the Health Care Financing Administration, Department of Health and Human Services and public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982. Will continue April 20.

## FTC REAUTHORIZATION

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation, and Tourism held a hearings on FTC reauthorization. Testimony was heard from the following officials of the FTC: James C. Miller, Chairman; David A. Clanton, Michael Pertshuk and Patricia Bailey, all Commissioners and public witnesses.

## MISCELLANEOUS MEASURES: AGRICULTURAL EXPORTS

*Committee on Foreign Affairs:* Ordered reported the following measures: H.R. 5998, to provide additional authorizations of appropriations for the fiscal year 1983 for the International Communication Agency; H. Res. 200, expressing the sense of the House of Representatives with respect to the unjust imprisonment of Benedict Scott by the Government of the Soviet Union; H. Con. Res. 205, amended, expressing the sense of Congress with respect to violations of human rights by the Soviet Union in the Ukraine; H. Con. Res. 218, amended, expressing the sense of Congress with respect to the treatment by the Government of the Soviet Union of Mart Niklus; H.J. Res. 230, imploring the USSR to allow Dr. Semyon Gluzman and family to emigrate to Israel, and H. Res. 269, amended, calling upon the USSR to permit the emigration of Yuli Kosharovsky and his immediate family to Israel.

The Committee also held a hearing on U.S. Agricultural Exports. Testimony was heard from Seely Lodwick, Under Secretary for International and Commodity Affairs, USDA.

## ASSASSINATION OF KEMAL ARIKAN; FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East approved for full Committee action H. Res. 401, expressing the sense of the House of Representatives with respect to the assassination of Kemal Arikan, a consul general of the Government of Turkey assigned to the United States.

The Subcommittee also held a hearing on the fiscal year 1983 foreign assistance request for Greece, Turkey, Spain, and Portugal. Testimony was heard from the following officials of the Department of State: Charles Thomas, Acting Deputy Assistant Secretary, Bureau of European Affairs and C. Edward Dillery, Director, Office of Southern European Affairs, Bureau of European Affairs, Col. William Dillard, Director, European and African Division, Operations Directorate, Defense Security Assistance Agency, Department of Defense and Bradshaw Langmaid, Deputy Assistant Administrator, Bureau for Near East, AID.

## GLOBAL ENVIRONMENT

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations continued hearings to review the Global Environment 10 years after (Stockholm Part II). Testimony was heard from public witnesses.

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and Subcommittee on Inter American Affairs continued joint hearings on the Caribbean Basin Initiative. Testimony was heard from public witnesses.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs held a hearing on foreign assistance legislation for fiscal year 1983: review of security assistance programs worldwide. Testimony was heard from James L. Buckley, Under Secretary for Security Assistance, Science and Technology, Department of State and Tim Taylor, Deputy Director, Defense Security Assistance Agency, Department of Defense.

## FEDERAL ASSISTANCE PROGRAMS

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on improving the Financial Management and Audit of Federal Assistance Programs: The "Single-Audit" Concept. Testimony was heard from Harold Steinberg, Associate Director for Management, Office of Management and Budget; James B. Thomas, Jr., Inspector General, Department of Education; Joseph P. Welsch, Inspector General, Department of Transportation and a public witness.

## MORTGAGE DEFAULTS AND DELINQUENCIES

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on mortgage defaults and delinquencies. Testimony was heard from Peter Bowers, Deputy Assistant Secretary for Single Family Housing and Mortgage Activity, Department of Housing and Urban Affairs and public witnesses.

## INDIAN HOUSING ACT

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 5988, Indian Housing Act of 1982. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended the following bills: H.R. 4861, Public Lands Conservation, Rehabilitation, and Improvement Act of 1981, and H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission.

### FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines (innocent third party victims). Testimony was heard from public witnesses.

Hearings continue April 22.

### OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded oversight hearings on the Equal Access to Justice Act. Testimony was heard from public witnesses.

### CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 1647, and related bills, Criminal Code Revision Act of 1981. Testimony was heard from Representative Hoyer; Norman Early, Jr., Chief Deputy District Attorney, Denver, Colorado and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation approved for full Committee action as amended the following bills: H.R. 5617, Coast Guard Authorization Act of 1983 and 1984 and H.R. 5906, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to clarify provisions relating to claims, financial responsibility, and civil penalties.

### POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue April 22.

### NSF AND NATIONAL BUREAU OF STANDARDS AUTHORIZATIONS

*Committee on Science and Technology:* Ordered reported as amended the following bills: H.R. 5842, National Science Foundation Authorization Act for fiscal years 1982 and 1983 and H.R. 5726, National Bureau of Standards Authorization Act for Fiscal Year 1983.

### OVERSIGHT

*Committee on Small Business:* Subcommittee on Export Opportunities and Special Small Business Problems held a hearing on regulatory flexibility oversight. Testimony was heard from Frank Swain, Chief Counsel for Advocacy, SBA; Alfred Regnery, Deputy Assistant Attorney General, Department of Justice and William Bettenberg, Deputy Assistant Secretary for Policy, Budget and Administration, Department of the Interior.

### VA MEDICAL CONSTRUCTION PROGRAM

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care held a hearing on the Veterans' Administration medical construction program. Testimony was heard from Representatives Gonzalez, Frenzel, Vento, Hagedorn, Sabo and Erdahl; Robert Nimmo, Administrator, VA and representatives of veterans organizations.

### REVENUE RAISING PROPOSALS

*Committee on Ways and Means:* Continued hearings on the Administration's revenue raising proposals. Testimony was heard from Representatives Reuss, Harkin and Dorgan; Hugh L. Carey, Governor, State of New York and public witnesses.

Hearings continue tomorrow.

### NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

*Permanent Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization continued to meet in executive session to hold hearings on the National Foreign Intelligence Program budget for fiscal year 1983. Testimony was heard from officials of the Department of Defense.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through March 31, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 34 | 34 | |
| Time in session | 197 hrs. | 86 hrs. 8 | |
| Congressional Record: | | | |
| Pages of proceedings | 3,220 | 1,344 | |
| Extensions of Remarks | | | 1,425 |
| Public bills enacted into law | 8 | 8 | 16 |
| Private bills enacted into law | 1 | 1 | 2 |
| Bills in conference | 1 | 4 | |
| Bills through conference | | | |
| Measures passed, total | 76 | 65 | 141 |
| Senate bills | 10 | 6 | |
| House bills | 6 | 18 | |
| Senate joint resolutions | 14 | 6 | |
| House joint resolutions | 9 | 12 | |
| Senate concurrent resolutions | 4 | 1 | |
| House concurrent resolutions | 5 | 7 | |
| Simple resolutions | 28 | 15 | |
| Measures reported, total | *57 | *51 | 108 |
| Senate bills | 11 | 4 | |
| House bills | 1 | 34 | |
| Senate joint resolutions | 11 | | |
| House joint resolutions | | 5 | |
| Senate concurrent resolutions | 5 | | |
| House concurrent resolutions | | | |
| Simple resolutions | 29 | 8 | |
| Special reports | 1 | 6 | |
| Conference reports | 1 | 1 | |
| Measures pending on calendar | 64 | 64 | |
| Measures introduced, total | 465 | 966 | 1,431 |
| Bills | 322 | 722 | |
| Joint resolutions | 44 | 71 | |
| Concurrent resolutions | 20 | 60 | |
| Simple resolutions | 79 | 113 | |
| Quorum calls | 29 | 1 | |
| Yea-and-nay votes | 79 | 45 | |
| Recorded votes | | 3 | |
| Bills vetoed | 1 | 1 | 2 |
| Vetoes overridden | | | |

*These figures include all measures reported, even if there was no accompanying report. A total of 20 reports have been filed in the Senate, a total of 58 have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through March 31, 1982

Army nominations, totaling 24,529, disposed of as follows:

| | |
|---|---|
| Confirmed | [illegible] |

Navy nominations, totaling 11,289 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | [illegible] |
| Unconfirmed | [illegible] |

Air Force nominations, totaling 1,202 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 1,063 |
| Unconfirmed | 139 |

Marine Corps nominations, totaling 714, disposed of as follows:

| | |
|---|---|
| Confirmed | [illegible] |
| Unconfirmed | [illegible] |

Civilian nominations, totaling 1,461 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | [illegible] |
| Unconfirmed | [illegible] |
| Withdrawn | [illegible] |
| Superseded by 1982 renomination confirmations | [illegible] |

*Summary*

Total nominations received (including 1,295 nominations carried over from the first session), 39,195

| | |
|---|---|
| Total confirmed | [illegible] |
| Total unconfirmed | [illegible] |
| Total withdrawn | [illegible] |
| Total superseded by 1982 renomination confirmations | [illegible] |

## *Monday, April 5, 1982*

# Senate

## *Chamber Action*

Senate was not in session today. It will next meet on Tuesday, April 13, at 12 noon.

## *Committee Meetings*

No committee meetings were held.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 17 public bills, H.R. 6068–6084, and 4 resolutions, H.J. Res. 457, H. Con. Res. 306 and 307, and H. Res. 428 were introduced.

Pages H6580 6581

**Bills Reported:** Reports were filed as follows:

H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Inc., amended (H.Rept. 97–479); and

H.R. 5998, to provide additional authorization of appropriations for the fiscal year 1983 for the International Communication Agency (H. Rept. 97–480, foregoing reports filed on April 2).

Page 6580

**Late Reports:** Committee on Armed Services received permission to file a report on H.R. 6030, Department of Defense Authorization Act for fiscal year 1983, by midnight Tuesday, April 13; and

Committee on Energy and Commerce received permission to file a report on H.R. 3637, to provide for jurisdiction over common carriers by water engaging in foreign commerce to and from the United States utilizing ports in nations contiguous to the United States, by midnight Tuesday, April 6.

Page 6562

**Presidential Message—National Materials and Minerals Program:** Received and read a message from the President wherein he transmits the National Materials and Minerals Program Plan and Report—referred to the Committee on Science and Technology.

Page 6564

**Referrals:** Six Senate-passed measures were referred to the appropriate House committees.

Page 6578

**Adjournment:** Met at noon and adjourned at 1:20 p.m.

## *Committee Meetings*

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* On April 2, the Subcommittee on Transportation on the United States Railway Association. Testimony was heard from Stephen Berger, Chairman of the Board, United States Railway Association.

### SYNTHETIC FUELS CORPORATION AMENDMENTS

*Committee on Energy and Commerce:* On April 2, the Subcommittee on Fossil and Synthetic Fuels held a hearing on the following bills: H.R. 5441, to amend the United States Synthetic Fuels Corporation Act of 1980 to provide that biomass shall be included in the definition of synthetic fuel; and H.R. 5833, to amend the Energy Security Act to extend the financing authority of the Synthetic Fuels Corporation to include projects for district heating and cooling and for municipal waste energy recovery. Testimony was heard from Representatives Glickman, Oberstar and Schneider; Edward E. Noble, chairman, Board of Directors, United States Synthetic Fuels Corporation; James Ferguson, Mayor, Provo, Utah and public witnesses.

### EPA ENFORCEMENT

*Committee on Energy and Commerce:* On April 2, the Subcommittee on Oversight and Investigations held a hearing on EPA's overall enforcement program. Testimony was heard from the following officials of EPA: Robert M. Perry, Assistant Administrator for Legal and Enforcement Counsel; William A. Sullivan, Enforcement Counsel; Christopher J. Capper, Acting Assistant Administrator for Solid Waste and Emergency Response and Thorton Field, Special Assistant to the Administrator for Hazardous Waste.

### STRATEGIC ARMS CONTROL

*Committee on Foreign Affairs:* On April 2, the Subcommittee on International Security and Scientific Affairs held a hearing on strategic arms control and United States national security policy. Testimony was heard from Edward L. Rowny, Chief Negotiator and Head of U.S. Delegation for Arms Control Negotiations; Richard R. Burt, Director, Bureau of Politico-Military Affairs, Department of Defense and Richard N. Perle, Assistant Secretary of Defense for International Security Policy, Department of Defense.

### CIVIL RIGHTS AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights concluded oversight hearings on the authorization request for fiscal year 1983 for the Civil Rights Division, Department of Justice. Testimony was heard from William Bradford Reynolds, Assistant Attorney General, Civil Rights Division, Department of Justice.

### ADVANCED RAIL TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials held a hearing on Advanced Rail Technology and the Future of American Rail Transportation. Testimony was heard from Representative Reuss; Robert Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; Willian. Briare, Mayor, City of Las Vegas, Nevada; Richard Geist, State Representative, Pennsylvania and public witnesses.

Hearings continue tomorrow.

### REVENUE RAISING PROPOSALS

*Committee on Ways and Means:* Continued hearings on the Administration's revenue raising proposals. Testimony was heard from Representatives Peyser and Wyden and public witnesses.

On April 2, the Committee heard testimony from Christopher Bond, Governor, State of Missouri and public witnesses.

Hearings continue tomorrow.

### INTELLIGENCE AUTHORIZATION ACT

*Select Committee on Intelligence:* Ordered reported as amended H.R. 6068, the Intelligence Authorization Act for fiscal year 1983.

### INTELLIGENCE AUTHORIZATION ACT

*Select Committee on Intelligence:* Subcommittee on Program and Budget Authorization approved for full Committee action as amended H.R. 6068, the Intelligence Authorization Act for fiscal year 1983.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, April 6, 1982*

## Senate

### *Chamber Action*

Senate was not in session today. It will meet on Tuesday, April 13, at 12 noon.

### *Committee Meetings*

No committee meetings were held.

## House of Representatives

### *Chamber Action*

**Bills Introduced:** 24 public bills, H.R. 6085-6108, and 4 resolutions, H.J. Res. 458, H. Con. Res. 308 and 309, and H. Res. 429 were introduced.

Pages 6654-6655

**Bills Reported:** One report was filed as follows: H.R. 4703, to amend section 3620 of the Revised Statutes with respect to payroll deductions for Federal employees, amended (H. Rept. 97-481).

Page 6654

**Resignations—Appointments:** Notwithstanding any adjournment of the House until Tuesday, April 20, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 6619

**Adjournment:** Met at noon and adjourned at 2:01 p.m.

### *Committee Meetings*

### OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage held a hearing on the following measures: H.R. 6058, to provide for the minting of commemorative coins to help support the 1984 Los Angeles Olympic games; H.R. 6069, to provide for the minting of silver dollars for the design emblematic of the 1984 summer olympic games, which are to be held in Los Angeles, California, and related measures. Testimony was heard from representatives of the GAO.

### SAUDI ARABIAN INFLUENCE IN WHITTAKER CORPORATION

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Saudi Arabia influence in Whittaker Corporation (Government Enforcement of Foreign Ownership, Control, and Influence (FOCI) Regulations of Defense Contractors). Testimony was heard from John Evans, Commissioner, SEC; Maynard Anderson, Director of Security Plans and Programs, Department of Defense and Joseph F. Alibrandi, President, Whittaker Corporation.

### WATER PROJECTS

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on Army Corps of Engineers. Review of Water Projects. Testimony was heard from William Gianelli, Assistant Secretary of the Army for Civil Works; Henry Eschwege, Director, Community and

Environment Development Division, GAO and public witnesses.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Oversight and Investigations held an oversight hearing on the Nuclear Regulatory Commission's investigation of the Haywood Tyler Pump Company. Testimony was heard from the following officials of NRC: Nunzio Palladino, Chairman; William Dircks, Executive Director for Operations; James H. Sniezek, Deputy Director, Enforcement and Investigations Staff and James J. Cummings, Director, Office of Inspector and Auditor and public witnesses.

### FISHERMAN'S CONTINGENCY FUND

*Committee on Merchant Marine and Fisheries:* Subcommittee on Panama Canal/Outer Continental Shelf began markup of H.R. 2792, to amend title II, title IV establishing a Fishermen's Contingency Fund, and title V of the Outer Continental Shelf Lands Act Amendments of 1978.

### ADVANCED RAIL TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials concluded hearings on Advanced Rail Technology and the Future of American Rail Transportation. Testimony was heard from Representative Benjamin; Larry Gilson, Vice President, Corporate Development, AMTRAK and public witnesses.

### REVENUE RAISING PROPOSALS

*Committee on Ways and Means:* Concluded hearings on the Administration's revenue raising proposals. Testimony was heard from J. Joseph Garrahy, Governor, State of Rhode Island and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, April 13, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 6715–6789*

**Bills Introduced:** Seven bills and two resolutions were introduced, as follows: S. 2357–2363 and S. Res. 360–361.

Pages 6749–6750

**Bills Reported:** Reports were made as follows:

Received April 8, 1982, during the adjournment of the Senate:

S. Res. 347, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1233, establishing a service industries development program in the Department of Commerce.

S. Res. 360, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense. Referred to the Committee on the Budget.

Report to accompany S. 854 establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State. (S. Rept. No. 97–329)

S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense (together with additional views) (S. Rept. No. 97–330).

Page 2744

**Broadcasting of Senate Chamber Proceedings:** Senate resumed consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, and amendments proposed thereto.

Pending is Symms Amendment No. 1348, to reaffirm United States policy towards Cuba, and Symms Amendment No. 1349 (to Amendment No. 1348), of a perfecting nature.

Senate will continue consideration of the resolution and amendments proposed thereto on Wednesday, April 14.

Pages 6732–6733

**Nominations:** Senate received the following nominations during the adjournment of the Senate:

Received April 5:

James E. Goodby, of New Hampshire, for the rank of Ambassador during the tenure of his service as Vice Chairman, U.S. Delegation to the Strategic Arms Reductions Talks (START), and Department of State Representative.

Lilli K. Dollinger, of Texas, Mary Jo Arndt, of Illinois, Marge Bodwell, of New Mexico, Marcilyn D. Leier, of Minnesota, Virginia G. Tinsley, of Arizona, Judith D. Moss, of Ohio, Marie S. Muhler, of New Jersey, Susan E. Phillips, of Virginia, Eleanor K. Rooks, of Tennessee, Maria P. Shuhi, of Florida, Helen J. Valerio, of Massachusetts, Betty Ann G. Cordoba, of California, Irene R. Robinson, of the District of Columbia, Gilda B. Gjurich, of California, Judy F. Rolfe, of Montana, and Eunice S. Thomas, of Georgia, each to be a Member of the National Advisory Council on Women's Educational Programs.

Admiral James D. Watkins, U.S. Navy, to be Chief of Naval Operations.

1 Air Force nomination in the rank of General.

Received April 7:

Stanley I. Marcus, of Michigan to be U.S. Attorney for the Southern District of Florida.

Routine lists of Army and Navy nominations.

Received April 12:

William S. Price, to be U.S. Attorney for the Western District of Oklahoma.

William A. Kolibash, to be U.S. Attorney for the Northern District of West Virginia.

1 Air Force nomination in the rank of General.
Pages 6789–6790

**Messages From the President:** Page 6743

**Messages From the House:** Page 6743

**Statements on Introduced Bills:** Pages 6750–6751

**Amendments Submitted for Printing:** Pages 6779–6780

**Notices of Hearings:** Pages 6779–6780

**Additional Statements:** Pages 6781–6782

**Nominations:** Pages 6789–6790

**Recess:** Senate convened at 12 noon, and recessed at 4:42 p.m., until 10:30 a.m., on Wednesday, April 14, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 6788.)

## *Committee Meetings*

### APPROPRIATIONS—CFTC

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Commodity Futures Trading Commission, receiving testimony from Philip M. Johnson, Chairman, CFTC.

Subcommittee will meet again on Monday, April 19.

### RURAL HOUSING

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Rural Housing and Development concluded hearings to review the Farm Credit System's role in financing rural housing, after receiving testimony from Larry W. Edwards, Associate Deputy Governor for Supervision, Farm Credit Administration; Byron Matthews, Massachusetts Office of Community and Development, Boston; Michael J. Echols, South Dakota Housing Development Authority, Pierre; Hal Wilson, The Housing Assistance Council, Washington, D.C.; Joe W. Hatfield, West Virginia Housing Development Fund, Charleston; Sharon M. Lunner, Maine State Housing Authority, Augusta; and George Dinges, Illinois Department of Commerce and Community Affairs, Springfield.

Also, the subcommittee held hearings on proposed legislation authorizing funds for rural housing programs, receiving testimony from Charles W. Shuman, Administrator, Farmers Home Administration.

Hearings continue tomorrow.

### AUTHORIZATIONS—RAILROAD SAFETY

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation concluded hearings on S. 2301, authorizing funds for fiscal years 1983 and 1984 for railroad safety activities of the Federal Railroad Administration, after receiving testimony from Robert W. Blanchette, Administrator, Federal Railroad Administration; Patricia A. Goldman, Member, National Transportation Safety Board; William H. Dempsey, Association of American Railroads, A. W. Westphal, United Transportation Union, and William T. Druhan, American Association of State Highway Transportation Officials, all of Washington, D.C.; Charlotte Musgrave, Missouri Public Service Commission, Jefferson City; and Frank D. Cochran, Tennessee Public Service Commission, Nashville.

### NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nominations of Charles Luna, of Texas, Ross E. Rowland, Jr., of New Jersey, and Robert D. Orr, of Indiana, each to be a Member of the Board of Directors of the National Railroad Passenger Corporation, after the nominees testified and answered questions in their own behalf. Mr. Orr was introduced by Senator Lugar.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Tuesday, April 20.

## *Committee Meetings*

No committee meetings were held.

◆ ◆ ◆

## *Wednesday, April 14, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 6790–6890*

**Bills Introduced:** Eight bills and one resolution were introduced, as follows: S. 2364–2371 and S. Con. Res. 80.
Page 6851

**Bills Reported:** Reports were made as follows:

S. Res. 299, designating May 4, 1982, as "International Franchise Day."

S.J. Res. 167, commemorating the 100th Anniversary of the Knights of Columbus.

S.J. Res. 180, designating the week of May 9 through 15, 1982, as "National Small Business Week."

S.J. Res. 184, designating January 28, 1983, as "Native American Day."

S.J. Res. 186, designating the week of September 19 through 25, 1982, as "National Cystic Fibrosis Week."

Pages 6851-6852

**Measure Agreed To:**

*United Nations General Assembly Membership:* Senate agreed with amendments to S. Con. Res. 68, expressing the opposition of the Congress to the expulsion of Israel from the General Assembly of the United Nations, and to preserve the integrity of the Charter of the United Nations.

Pages 6841-6842

**Broadcasting of Senate Chamber Proceedings:** Senate continued consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, and amendments proposed thereto as follows:

Symms Amendment No. 1348, to reaffirm United States policy towards Cuba. (By 41 yeas to 39 nays, Senate tabled the amendment, taking with it Symms Amendment No. 1349 to Amendment No. 1348, of a perfecting nature.)

Page 6823

Pending is Randolph Amendment No. 1244, to amend Rule XII of the Standing Rules of the Senate so that, when yeas and nays are ordered, each Senator shall vote from his assigned desk.

Page 6823

Senate will continue consideration of the resolution and amendments proposed thereto on Thursday, April 15.

Pages 6804-6831

**Confirmation:** Senate confirmed the nomination of Tony E. Gallegos, of California, to be a Member of the Equal Employment Opportunity Commission.

Page 6892

**Nominations:** Senate received the following nominations:

Gregory J. Newell, of Virginia, to be an Assistant Secretary of State.

Louis G. Fields, Jr., of Virginia, for the rank of Ambassador while serving as the United States Representative of the Committee on Disarmament.

Routine lists of Army, Air Force, and Public Health Service nominations.

Pages 6890-6892

**Presidential Message:** Senate received a message from the President transmitting the National Materials and Minerals Program Plan and Report, which was referred to the Committee on Energy and Natural Resources (PM-125).

Page 6850

**Messages From the President:** Page 6850

**Communications:** Page 6850

**Statements on Introduced Bills:** Pages 6851-6871

**Amendments Submitted for Printing:** Pages 6874-6876

**Committee Authority To Meet:** Page 6875

**Additional Statements:** Pages 6876-6890

**Nominations:** Pages 6890-6892

**Confirmations:** Page 6892

**Record Votes:** One record vote was taken today. (Total—80)

Page 6823

**Recess:** Senate convened at 10:30 a.m., and recessed at 5:40 p.m., until 10:30 a.m., on Thursday, April 15, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 6890.)

## *Committee Meetings*

### APPROPRIATIONS—HHS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Department of Health and Human Services, receiving testimony for Richard S. Schweicker, Secretary of Health and Human Services.

Subcommittee will meet again tomorrow.

### APPROPRIATIONS—DOE

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983 for the Department of Energy, receiving testimony in behalf of funds for departmental administration and support activities from James B. Edwards, Secretary, and William Heffelfinger, Assistant Secretary for Management and Administration, both of the Department of Energy.

Subcommittee will meet again tomorrow.

### AUTHORIZATIONS—HOUSING PROGRAMS

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Housing and Urban Affairs held hearings on S. 2361, authorizing funds for housing, community and neighborhood development, and related programs, receiving testimony in behalf of funds for Federal flood, crime, and riot insurance programs from Jeffrey Bragg, Administrator, and Lee Thomas, Associate Director, State and Local Programs and Support, both of the Federal Emergency Management Agency; Charles Fritzel, National Association of Independent Insurers, Franklin W. Nutter, Reinsurance Association of America, James E. Jones, Jr., Alliance of American Insurers, and George Bernstein, American Insurance Association, all of Washington, D.C.; and J. Robert Hunter, National Insurance Consumer Organization, Alexandria, Virginia; and in behalf of funds for Federal housing insurance, mortgages and mortgage markets from Harley W. Snyder, Valparaiso, Indiana, on behalf of the National Association of Realtors; Willard Gourley, Mortgage Bankers Association, Robert Waldo, Mortgage Insurance Companies of America, and Harry Pryde, National Association of Home Builders, all of Washington, D.C.; and C.O. Smith, C.O. Smith Industries, Atlanta, Georgia, on behalf of the Manufactured Housing Institute.

Hearings continue tomorrow.

## EXPORT POLICY

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Finance and Monetary Policy concluded oversight hearings on export controls for national security purposes, after receiving testimony from Lawrence Brady, Assistant Secretary of Commerce for Trade Administration; Fred C. Ikle, Under Secretary of Defense for Policy; Ernest B. Johnston, Deputy Assistant Secretary of State for Economic and Business Affairs; and Edward J. O'Malley, Assistant Director, Intelligence Division, Federal Bureau of Investigation, Department of Justice.

## PUBLIC LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following measures:

S. 1777, establishing the permanent boundary of Acadia National Park on Isle au Haut off the Coast of Maine, after receiving testimony from Jack MacDonald, Isle au Haut, Maine;

S. 1872, extending the period for grazing privileges afforded to privately owned lands within the Capitol Reef National Park in Utah, after receiving testimony from Senators Garn and Hatch; Guy Pace, Utah Cattlemen's Association, Wayne County, Utah; H. Dell LeFevre, Utah Farm Bureau Federation, Garfield County, Utah; James Bowns, Southern Utah State College, Cedar City; and Russell D. Butcher, National Parks and Conservation Association, Cottonwood, Arizona; and

S. 2218, providing for the development and improvement of the recreation facilities of Gateway National Recreation Area, New York City, and for utilization of its energy resources, after receiving testimony from Senator D'Amato; William Lienesch, National Parks and Conservation Association, Washington, D.C.; and Karen Gerard, Deputy Mayor of Economic Policy and Development, Robert Herzog, Director of Energy Office, Abram Orwasher, Corporation Counsel, and Hooper Brooks, Gateway Citizens Committee, all of New York City.

Testimony was also received on all the aforementioned bills from Ira J. Hutchinson, Deputy Director, National Park Service, Department of the Interior.

## AUTHORIZATIONS—CUSTOMS SERVICE/ITC/TRADE REPRESENTATIVE

*Committee on Finance:* Subcommittee on International Trade concluded hearings on proposed legislation authorizing funds for the U.S. Customs Service, Department of the Treasury, International Trade Commission, and the Office of the U.S. Trade Representative, after receiving testimony in behalf of funds for their respective activities from Dennis Whitfield, Executive Assistant, Office of the U.S. Trade Representative; William Alberger, Chairman, International Trade Commission, William T. Archey, Deputy Commissioner, U.S. Customs Service; and Vincent T. Connery, National Treasury Employees Union, and James Gorson, Air Transport Association, both of Washington, D.C.

## FOREIGN ASSISTANCE

*Committee on Foreign Relations:* Committee held hearings on S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; Robert M. Sayre, Chairman, Interdepartmental Group on Terrorism, Department of State; Joseph C. Wheeler, Acting Deputy Administrator, Agency for International Development; and Lt. General James H. Ahmann, Director, Defense Security Assistance Agency, Department of Defense.

Hearings continue tomorrow.

## U.S./CHINA/TAIWAN

*Committee on Foreign Relations:* Committee held a closed briefing to discuss U.S.-China-Taiwan relations, receiving testimony from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs.

## PAPERWORK REDUCTION ACT

*Committee on Governmental Affairs:* Subcommittee on Federal Expenditures, Research, and Rules concluded oversight hearings on the implementation of the Paperwork Reduction Act (P.L. 96-511), focusing on the progress made in bringing Federal paperwork under control, after receiving testimony from

Christopher DeMuth, Administrator, Information and Regulatory Affairs, Office of Management and Budget; William J. Anderson, Director, General Government Division, General Accounting Office; and Eugene J. Hardy and David M. Marsh, both of the Business Advisory Council on Federal Reports, Washington, D.C.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S.J. Res. 167, commemorating the 100th Anniversary of the Knights of Columbus;

S.J. Res. 180, designating the week of May 9 through 15, 1982, as "National Small Business Week";

S.J. Res. 184, designating January 28, 1983, as "Native American Day";

S.J. Res. 186, designating the week of September 19 through 25, 1982, as "National Cystic Fibrosis Week";

S. Res. 299, designating May 4, 1982, as "International Franchise Day"; and

The nominations of Michael A. Telesca, to be U.S. District Judge for the Western District of New York, John A. Nordberg and William T. Hart, each to be a U.S. District Judge for the Northern District of Illinois, Walter E. Black, Jr., to be U.S. District Judge for the District of Maryland, Robert W. Merkle, Jr., to be U.S. Attorney for the Middle District of Florida, James P. Hickman, to be U.S. Marshal for the Southern District of West Virginia, and James L. Fyke, to be U.S. Marshal for the Central District of Illinois.

### "FERES" DOCTRINE AND PRIVATE CLAIMS

*Committee on the Judiciary:* Subcommittee on Agency Administration concluded hearings on the "Feres" doctrine as it applies to the Federal Tort Claims Act, focusing on the existing compensatory scheme provided U.S. servicemen, the probable impact on U.S. national defense of any change in existing law, and a legal analysis of the doctrine as it applies to the Federal Tort Claims Act, after receiving testimony from Senators Chafee and Pell; W. Ronald Bonds, Deputy Assistant Attorney General, Department of Justice; John H. Thompson, Deputy Assistant General Counsel, Veterans' Administration; and William H. Taft, General Counsel, Department of Defense.

### BUSINESS MEETING

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee met in open and closed session, where it adopted rules of procedure for the committee and discussed committee staffing.

Committee recessed subject to call.

# House of Representatives

## Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, April 20.

## Committee Meetings

### LEAD IN GASOLINE

*Committee on Government Operations:* Subcommittee on the Environment, Energy, and Natural Resources concluded hearings on Lead in Gasoline: Public Health Dangers. Testimony was heard from Richard Wilson, Director of Mobile Source Air Pollution Control, Environmental Protection Agency; and Dr. Vernon Houk, Acting Director of the Center for Disease Control, Department of Health and Human Services.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, April 15, 1982*

# Senate

## Chamber Action

*Routine Proceedings, pages 6901–6998*

**Bills Introduced:** Twenty-one bills and three resolutions were introduced, as follows: S. 2372–2392, S.J. Res. 187, and S. Res. 362–363.

Page 3962 3963

**Bills Reported:** Reports were made as follows:

S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity, with amendments (S. Rept. No. 97–331).

Page 3962

**Measure Passed:**

*White Sands Space Harbor:* Senate passed S. 2373, changing the name of the landing ship at White Sands missile range in the state of New Mexico to "White Sands Space Harbor."

Page 6927

*Exports of Corn Gluten Feed:* Senate agreed to S. Res. 362, urging the President of the United States to take appropriate action to protect United States exports of corn gluten feed.

Pages 6927–6934

**Broadcasting of Senate Chamber Proceedings:** Senate continued consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, and the following additional amendment proposed thereto:

Randolph Amendment No. 1244, to amend Rule XII of the Standing Rules of the Senate so that, when yeas and nays are ordered, each Senator shall vote from the assigned desk of the Senator.

Page 6936

A motion to close further debate on the resolution was entered and, in accordance with Senate Rule XXII, a vote on such motion will occur on Tuesday, April 20.

Page 6951

Senate will continue consideration of the resolution and amendments proposed thereto on Monday, April 19.

Pages 6936-6951

**Presidential Message:** Senate received a message from the President transmitting the 1983 Budget of the District of Columbia, which was referred to the Committee on Governmental Affairs (PM-126).

Page 3961

**Nomination:** Senate received the following nomination:

Gen. Charles A. Gabriel, U.S. Air Force, to be reassigned in his current grade to a position of importance and responsibility designated by the President, under the provisions of Title 10, U.S. Code, Section 8034.

Page 6998

**Messages From the President:** Page 3961

**Communications:** Pages 3961-3962

**Statements on Introduced Bills:** Pages 3963-3984

**Notices of Hearings:** Pages 6987-6988

**Committee Authority To Meet:** Page 6988

**Additional Statements:** Pages 6988-6998

**Nominations:** Page 6998

**Recess:** Senate convened at 10:30 a.m., and recessed at 3:54 p.m., until 12 noon on Monday, April 19, 1982.

## *Committee Meetings*

### AUTHORIZATIONS—FmHA LOAN PROGRAMS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Credit and Rural Electrification held hearings on S. 2314, authorizing funds for fiscal years 1983, 1984, and 1985 for farm and rural development loan programs of the Farmers Home Administration, receiving testimony from Frank Naylor, Under Secretary of Agriculture for Small Community and Rural Development; Charles Shuman, Administrator, Farmers Home Administration, Department of Agriculture; and C. T. Frederickson, representing the Farm Credit Administration, Washington, D.C.

Hearings continue on Wednesday, April 21.

### APPROPRIATIONS—ENERGY

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983 for solar and renewable energy programs of the Department of Energy, receiving testimony from Joseph J. Tribble, Assistant Secretary of Energy for Conservation and Renewable Energy.

Subcommittee will meet again on Wednesday, April 21.

### APPROPRIATIONS—SCIENCE AND TECH POLICY/ENVIRONMENTAL QUALITY

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from George A. Keyworth, II, Director, Office of Science and Technology Policy; and A. Alan Hill, Chairman, Council on Environmental Quality.

Subcommittee will meet again on Tuesday, April 20.

### APPROPRIATIONS—EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for activities of the Office of the Secretary of Education, receiving testimony from Terrel H. Bell, Secretary of Education.

Subcommittee will meet again on Tuesday, April 20.

### APPROPRIATIONS—LAND AND WATER

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Land and Water Conservation Fund, receiving testimony from Senator Durenberger; G. Ray Arnett, Assistant Secretary of the Interior for Fish and Wildlife, Delmar Vail, Deputy Director for Lands and Renewable Resources, Bureau of Land Management, Robert A. Jantzen, Director, Fish and Wildlife Service, and Russell E. Dickenson, Director, National Park Service, all of the Department of the Interior; and Douglas R. Leisz, Associate Chief, U.S. Forest Service, Department of Agriculture.

Subcommittee will meet again on Tuesday, April 20.

### AUTHORIZATIONS—HOUSING PROGRAMS

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Housing and Urban Affairs concluded hearings on S. 2361, authorizing funds for housing, community and neighborhood development programs, and related proposals including S

226, S. 2327, S. 2346, and S. 2171, after receiving testimony from Philip Abrams, General Deputy Assistant Secretary of Housing and Urban Development for Housing; Melvin J. Adams, Dade County, Florida Department of Housing and Urban Development on behalf of the National Association of Housing and Redevelopment Officials; Howard McLean, Housing Authority of New Albany, Indiana; Mayor George Latimer, St. Paul, Minnesota, on behalf of the National League of Cities and U.S. Conference of Mayors; Jim Scott, Fairfax, Virginia, on behalf of the National Association of Counties; John Ritchie, Jr., Virginia Housing Development Authority, Richmond, on behalf of the Council of State Housing Agencies; Michael D. Lappin, New York City Community Preservation Corporation, and Barry Zelikson, Preservation Resources, Inc., both of New York City; and Cushing N. Dolbeare, National Low Income Housing Coalition, Leon N. Wiener, National Housing Conference, Inc., and C. Terry Ross, National Leased Housing Association, all of Washington, D.C.

### SARATOGA NATIONAL HISTORICAL PARK

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on S. 1540, revising the boundaries of the Saratoga National Historical Park in New York, after receiving testimony from Senator Moynihan; Mary Lou Grier, Deputy Director, National Park Service, Department of the Interior; Laura Beaty, National Parks and Conservation Association, Washington, D.C.; and Glenn Grey, Superintendent, Saratoga National Historical Park, Nancy Chiles, Citizen Advisory Committee for Saratoga Battlefield, and Mark and Jeff Burkyl, all of Saratoga, New York.

### FOREIGN ASSISTANCE

*Committee on Foreign Relations:* Committee continued hearings on S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, receiving testimony on funds for the Middle East from Nicholas Veliotes, Assistant Secretary of State for Near Eastern Affairs; Francis West, Assistant Secretary of Defense for International Security Affairs; Joseph C. Wheeler, Deputy Administrator, Agency for International Development; and Thomas A. Dine, American Israel Public Affairs Committee, David Sadd, The National Organization of Arab-Americans, and Robert Basil, American Lebanese League, all of Washington, D.C.; and receiving testimony on funds for southern Europe from Allen Holmes, Acting Assistant Secretary of State for European Affairs; Edward C. Dillery, Director, Office of Southern European Affairs, Department of State; Richard N. Perle, Assistant Secretary of Defense for International Security Policy; Bradshaw Langmaid, Jr., Deputy Assistant Administrator, Bureau for Near East, Agency for International Development; and Paul Henze, Woodrow Wilson Center for Scholars of the Smithsonian Institute, and Eugene Rossides, and Orestes Varzitsiotes, both of the American Hellenic Institute Public Affairs Committee, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

### AUTHORIZATIONS—NATIONAL SCIENCE FOUNDATION

*Committee on Labor and Human Resources:* Committee concluded hearings on S. 2349, authorizing funds for fiscal year 1983 for the National Science Foundation, receiving testimony from John B. Slaughter, Director, and Lewis M. Branscomb, Chairman, National Science Board, both of the National Science Foundation; and F. James Rutherford and E. Margaret Burdidge, both of the American Association for the Advancement of Science, Washington, D.C., both of whom were accompanied by several support witnesses.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Tuesday, April 20.

## *Committee Meetings*

No committee meetings were held.

## *Joint Meeting*

### ECONOMIC CONDITION OF AGRICULTURE

*Joint Economic Committee:* Subcommittee on Agriculture and Transportation held hearings to review the economic status of the agriculture industry, receiving testimony from John R. Block, Secretary of Agriculture.

Hearings were recessed subject to call.

## *Monday, April 19, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 6999–7033*

**Bills Introduced:** Five bills and two resolutions were introduced, as follows: S. 2393–2397, S. Con. Res. 81 and S. Res. 364.

Page 7019

**Bills Reported:** Reports were made as follows:

S. 705, authorizing the conveyance of certain National Forest System lands when determined to be in the public interests with an amendment in the nature of a substitute (S. Rept. No. 97–332).

S. 2154, requiring the Secretary of Agriculture to convey a revisionary interest held by the United States in certain lands located in Christian County, Kentucky, to the Shy Flat Tabernacle Cemetery, Inc. Christian County, Kentucky, with an amendment (S. Rept. No. 97–333).

H.R. 2160, revising certain provisions of the Potato Research and Promotion Act to change the formula used by the National Potato Promotion Board to assess potato producers, with an amendment (with additional views) (S. Rept. No. 97–334).

Pages 7019–7020

**Broadcasting of Senate Chamber proceedings:** Senate continued consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, and the following amendment pending thereto:

Randolph Amendment No. 1244, to amend Rule XII of the Standing Rules of the Senate so that, when yeas and nays are ordered, each Senator shall vote from the assigned desk of the Senator.

Page 7005

A second motion to close further debate on the resolution was entered and, in accordance with Senate Rule XXII, a vote on such motion will occur on Wednesday, April 21.

Page 7005

Senate will continue consideration of the resolution and amendments proposed thereto on Tuesday, April 20. Following the ascertaining of a quorum, a vote will occur on the first cloture motion.

Pages 7005–7011

**Nominations:** Senate received the following nominations:

Selwa Roosevelt, of the District of Columbia, for the rank of Ambassador during the tenure of her service as Chief of Protocol for the White House.

Annie Laurie Slaughter, of Missouri, to be a Member of the Board of Directors of the Legal Services Corporation.

1 Army nomination in the rank of General.

1 Marine Corps nomination in the rank of General.

Routine lists of Army and Navy nominations.

Pages 7034–7050

**Presidential Message:** Senate received a message from the President transmitting the Tenth Annual Report on Federal Advisory Committees for calendar year 1981. Referred to the Committee on Governmental Affairs. (PM–127)

Page 7013

**Messages From the President:** Page 7013

**Communications:** Pages 7013–7014

**Statement on Introduced Bills:** Pages 7020–7024

**Amendments Submitted for Printing:** Page 7024

**Notices of Hearings:** Page 7026

**Committee Authority to Meet:** Page 7026

**Additional Statements:** Pages 7026–7033

**Nominations:** Pages 7034–7050

**Recess:** Senate convened at 12 noon, and recessed at 3:41 p.m., until 10:30 a.m., on Tuesday, April 20, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 6999.)

## *Committee Meetings*

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for programs administered by the Department of Agriculture, receiving testimony from Senators Exon and Heflin, and numerous public witnesses.

Hearings continue on tomorrow.

### AUTHORIZATIONS—MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Construction held joint hearings with the Committee on Appropriations' Subcommittee on Military Construction on S. 2205, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, and S. 1990, revising certain provisions of law relating to military construction and military family housing, receiving testimony from Douglas D. Farbrother, Acting Deputy Assistant Secretary of Defense for Facilities, Environment, and Economic Adjustment.

Joint hearings continue on tomorrow.

### NOMINATIONS—DOD AUTHORIZATIONS

*Committee on Armed Services:* On Friday, April 16, the committee ordered favorably reported 2,024 routine behalf of the Chemical Manufacturers Association; Norman H. Nosenchuck, Association of State and Territorial Solid Waste Management Officials, Albany, New York; Colorado State Senator Fred Anderson, Denver, on behalf of the National Conference of State Legislatures; Kenneth Payne, Rhode Island League of Municipalities, Newport; and Richard Hanneman, National Solid Wate Management Association, Randy Mott, Zuckert, Scoutt, and Rasenberger, representing the Hazardous Waste Treatment Council, Chris Hall, Environmental Defense Fund, and Jane L. Bloom, Natural Resources Defense Council, all of Washington, D.C.

## INDEPENDENT CONTRACTORS—TAXES

*Committee on Finance:* Subcommittee on Oversight of the Internal Revenue Service concluded hearings on S. 2369, clarifying standards for determining whether certain individuals qualify as independent contractors for employment income tax purposes, and improving the level of tax compliance among independent contractors exempt from manadatory wage withholding, after receiving testimony from Representative Stark; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Daniel F. Stanton, Deputy Director, General Government Division, General Accounting Office; Gustab J. Lehr, Shelter Insurance Companies of Columbia, Missouri, on behalf of the National Association of Independent Insurers; Duncan McRae, Jr., Melton Truck Lines, Inc., Shreveport, Louisiana, on behalf of American Trucking Associations; G. Zan Golden, North American Van Lines, Fort Wayne, Indiana, on behalf of the American Movers Conference; David D. Robert, on behalf of the National Association of Realtors, Monty Barber and Neil H. Offen, both of the Direct Selling Association, K. S. Rolston, American Pulpwood Association, Jay Van Andel, Amway Corporation, Grace Ellen Rice, American Farm Bureau Federation, and Stephen Kaplan, American Federation of Labor and Congress of Industrial Organizations, all of Washington, D.C.; John D. McNeer, Newton Manfacturing Company, Newton, Iowa, on behalf of the Specialty Advertising Association International; James J. Gibbons, Manufacturers Agents National Association, Irvine, California, on behalf of the Small Business Legislative Council; and Jerald R. Schenken, Omaha, Nebraska, on behalf of the American Medical Association.

## MISCELLANEOUS TAX PROPOSALS

*Committee on Finance:* On Friday, April 23, the Subcommittee on Taxation and Debt Management concluded hearings on the following miscellaneous tax proposals:

S. 1923, permitting corporate joint ventures to utilize the annual accrual method of accounting allowed for corporations engaged in farming, after receiving testimony from Richard L. Griffith, Honolulu, Hawaii, on behalf of Oahu Sugar Company, Liahui Plantation, Kekaha Sugar Company, and Pioneer Mill Company;

S. 473, increasing the deduction allowed for use of a personal automobile to conduct voluntary service for a charitable organization, after receiving testimony from Monsignor Lawrence J. Corcoran, National Conference of Catholic Charities, Jackie David, American Red Cross, and Joseph Mizgerd, on behalf of the American Lung Association, all of Washington, D.C.; Laura Lee M. Geraghty, Minnesota Office on Volunteer Services, St. Paul; and Patricia Curran, on behalf of Association of Junior Leagues, United Way, and the independent sector, New York City;

S. 474, providing that the amount of the medical expense deduction for motor vehicle expenses will be determined in the same manner Federal employees determine reimbursement for business use of their vehicles, after receiving testimony from Grace Powers Monaco, on behalf of the Candlelighters Foundation, Washington, D.C.;

S. 710, postponing the time for payment of manufacturers excise tax on fishing tackle and equipment, after receiving testimony from Gene Howard, Zebco, Tulsa, Oklahoma; Paul A. Mulready, Johnson Fishing, Inc., Mankato, Minnesota; and Thomas R. Schedler, American Fishing Tackle Manufacturers Association, Arlington Heights, Illinois; and

S. 1854, making permanent the exclusion from gross income of national service research awards received from the Public Health Service, after receiving testimony from Virginia V. Weldon, Washington University School of Medicine, St. Louis, Missouri, on behalf of the Association of American Universities, the American Council on Education, National Association of Independent Colleges and Universities, the National Association of State Universities and Land, Grant Colleges, and the Association of American Medical Colleges.

Testimony was also received on all the aforementioned bills from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; and Doris Merritt, Research Training and Research Resources Officer, Office of the Director, National Institutes of Health, Department of Health and Human Services.

## FOREIGN ASSISTANCE—ASIA

*Committee on Foreign Relations:* Committee concluded hearings on S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, focusing on assistance to Asia, after receiving testimony from Thomas Shoesmith, Acting Assistant Secretary of State for

East Asian and Pacific Affairs; Charles Jameson, Deputy Division Chief, East Asian Division, Department of State; Robert Halligan, Director, Office of Development Planning, Agency for International Development; Roger Sullivan, National Council for U.S./China Trade, and John Sullivan, Development Associates, Inc., both of Washington, D.C.; and Ramon Myers, Hoover Institution, Stanford University, Stanford, California.

## INTERGOVERNMENTAL COORDINATION

*Committee on Governmental Affairs:* Subcommittee on Intergovernmental Relations concluded oversight hearings on the Office of Management and Budget's Circular A–95, focusing on Federal planning requirements for Federal grant programs, and to review recent OMB policy revisions therefor, after receiving testimony from Senator Warner; Joseph Wright, Deputy Director, Harold Steinberg, Associate Director for Management, and James F. Kelly, Deputy Associate Director for Intergovernmental Affairs, all of the Office of Management and Budget; Mayor Roger Swisher, Kernersville, North Carolina, on behalf of the National Association of Regional Councils; Mayor Richard Carver, Peoria, Illinois, on behalf of the U.S. Conference of Mayors; Charles Weaver, Metropolitan Council of St. Paul, Minnesota; Clifford W. Graves, on behalf of the San Diego Board of Supervisors, San Diego, California; James L. Martin, National Governors' Association, Washington, D.C.; Florida State Representative S. Curtis Kiser, Tallahassee, on behalf of the National Conference of State Legislatures; and Suzanne Muncy, on behalf of the National Association of Counties, Washington, D.C.

## DEA

*Committee on the Judiciary:* On Friday, April 23, the Subcommittee on Security and Terrorism concluded oversight hearings on the activities of the Drug Enforcement Administration, Department of Justice, and on proposed authorizations therefor, after receiving testimony from Francis M. Mullen, Acting Administrator, Frank Monastero, Assistant Administrator for Operations, and Gene Haislip, Deputy Assistant Administrator for Diversion Control, all of the Drug Enforcement Administration, and Jeffrey Harris, Deputy Assistant Attorney General, of the Department of Justice.

## BILINGUAL EDUCATION

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and Humanities resumed hearings on S. 2002, revising policy statements, definitions, and grant requirements for bilingual education programs of the Elementary and Secondary Education Act of 1965, and requiring an intensive course in English as part of such programs, receiving testimony from Senator Huddleston; Arnoldo S. Torres, League of United Latin American Citizens, Roberto Cruz, National Association of Bilingual Education, James Lyons, American Council of Bilingual Education, G. Richard Tucker, Center for Applied Linguistics, Ronald P. Andrade and William Lee, both of the National Congress of American Indians, and Phyllis Blaunstein, National Association of State Boards of Education, all of Washington, D.C.; Jose Llanes, California State University, Sacramento; Esther Eisenhower, Fairfax County Public Schools, Fairfax, Virginia; Delia Pompa, Houston Independent School District, and Augustina Reyes, Houston School Board, both of Houston, Texas; and Maria Lindia, Bristol, Rhode Island.

On Friday, April 23, the subcommittee held hearings on S. 2002, receiving testimony from Senator Hayakawa; and Terrel H. Bell, Secretary of Education.

Hearings were recessed subject to call.

## BUDGETS—SECRETARY OF THE SENATE/SENATE SERGEANT AT ARMS/ARCHITECT OF THE CAPITOL

*Committee on Rules and Administration:* On Friday, April 23, the committee concluded hearings on proposed budget recommendations for fiscal year 1983, after receiving testimony in behalf of funds for the Office of the Secretary of the Senate from William F. Hildenbrand, Secretary, and Marilyn Courtot, Assistant Secretary; in behalf of funds for the Office of the Senate Sergeant at Arms from Howard S. Liebengood, Sergeant At Arms, Phil Larson, Administrative Assistant, and James E. Preissner, Director, Computer Center; and in behalf of funds for the Office of the Architect of the Capitol from George M. White, Architect of the Capitol, and Emanuele Crupi, Budget Officer.

## HOUSING FOR THE ELDERLY

*Special Committee on Aging:* On Friday, April 23, the committee concluded hearings on the impact of the Administration's housing proposals on older Americans, focusing on the need, demand and availability of housing for the elderly poor, after receiving testimony from Philip Abrams, Acting Assistant Secretary of Housing and Urban Development for Housing; Ray Struyk, The Urban Institute, Marie M. Thompson, International Center for Social Gerontology, and Jeanne Kinnard, Ad Hoc Coalition for Housing for the Elderly, all of Washington, D.C.; Ellen Feingold, Jewish Community Housing for the Elderly, Brighton, Massachusetts; and Donald Peterson, St. John's Lutheran Home, Billings, Montana.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 5 public bills, H.R. 6157–6161; and 1 resolution, H. Res. 436 were introduced.

Pages 7643–7652

**Bills Reported:** Reports were filed as follows:

Report by the Committee on Banking, Finance and Urban Affairs entitled, "Monetary Policy for 1982" (H. Rept. 97–483);

H. Con. Res. 288, expressing the sense of the Congress that State and local governments should support the fire safety efforts of the U.S. Fire Administration to reduce lives and property damage lost by fire (H. Rept. 97–484);

H.R. 5842, to authorize appropriations for activities of the National Science Foundation for fiscal years 1982 and 1983, amended (H. Rept. 97–485); and

H.R. 6068, to authorize appropriations for fiscal year 1983 for intelligence and intelligence-related activities of the U.S. Government, for the intelligence community staff, for the Central Intelligence Agency retirement and disability system, to authorize supplemental appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the U.S. Government (H. Rept. 97–486).

Page 7652

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 7637

**Presidential Messages:** Received and read the following messages from the President:

*Budget deferrals and rescissions:* Message transmitting three new deferrals of budget authority totalling $87.5 million, two revisions to existing deferrals increasing the deferred amount by $1 million, affecting programs in the Departments of Agriculture, State, and Transportation; and one revision to an existing rescission proposal reducing the amount proposed for rescission by $3.4 billion affecting the Department of Housing and Urban Development subsidized housing programs—referred to the Committee *on Appropriations* and ordered printed (H. Doc. 97–171);

*Alaska Railroad:* Message transmitting the 1981 Annual Report on the operation of the Alaska Railroad—referred to the Committee on Energy and Commerce; and

*Building sciences:* Message transmitting the Fifth Annual Report of the National Institute of Building Sciences—referred to the Committee on Banking, Finance and Urban Affairs.

Pages 7642–7644

**Condolence Resolution:** Agreed to H. Res. 436, expressing the condolences of the House on the death of Representative Ashbrook.

Page 7643

**Adjournment:** Met at noon.

## *Committee Meetings*

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Strategic Petroleum Reserve and Naval Petroleum Reserve. Testimony was heard from William A. Vaughan, Assistant Secretary, Environmental Protection, Safety and Energy Preparedness, Department of Energy.

On April 23, the Subcommittee held a hearing on the Bureau of Mines. Testimony was heard from the following officials of the Department of the Interior: Dr. Daniel Miller, Jr., Assistant Secretary for Energy and Minerals and Robert C. Horton, Director, Bureau of Mines.

### LABOR–HHS–EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education continued to hear testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

### DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems began hearings on H.R. 6151, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983. Testimony was heard from Herman E. Roser, Assistant Secretary for Defense Programs, Department of Energy and Richard L. Wagner, Assistant to the Secretary of Defense (Atomic Energy).

Hearings continue tomorrow.

### LEAST COST INVESTMENT

*Committee on Energy and Commerce:* On April 23, the Subcommittee on Energy Conservation and Power held a hearing on the Federal Energy Regulatory Commission's attention to least cost investment. Testimony was heard from Mike Butler, Chairman Federal Energy Regulatory Commission, Department of Energy; Kevin Boland, Senior Associate Director, Energy and Minerals Division, GAO and public witnesses.

### HEALTH RESEARCH ACT

*Committee on Energy and Commerce:* On April 23, the Subcommittee on Health and the Environment continued hearings on H.R. 5519, Health Research Act of 1982. Testimony was heard from Dr. Edward N.

Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services; from the following officials of the President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research: Morris B. Abram, Chairman, and Alexander Morgan Capron, Executive Director, and a public witness.

### CAPITAL FORMATION AND INDUSTRIAL POLICY

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations continued hearings on the issues of capital formation and industrial policy, with emphasis on the crisis in the steel industry. Testimony was heard from public witnesses.

On April 23, the Subcommittee heard testimony from representatives of the steel industry.

### SEC/EFTC JURISDICTION AND STOCK INDEX FUTURES

*Committee on Energy and Commerce:* On April 23, the Subcommittees on Telecommunications, Consumer Protection, and Finance and the Subcommittee on Oversight held a joint hearing on legislation on SEC/EFTC jurisdiction and Stock Index Futures. Testimony was heard from John Shad, Chairman, SEC; Philip F. Johnson, Chairman, Commodity Futures Trading Commission; J. Charles Partee, Governor, Federal Reserve System and public witnesses.

### THREE MILE ISLAND CLEANUP

*Committee on Interior and Insular Affairs:* On April 23, the Subcommittee on Energy and the Environment held a hearing on the financial cleanup of Three Mile Island. Testimony was heard from Representative Ertel; Herbert S. Sanger, Jr., General Counsel, TVA and public witnesses.

Hearings continue April 27.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Insular Affairs held an oversight hearing on the authorization of several territorial construction projects, and on a proposal to supplant territorial participation in national nutrition programs with a nutrition assistance block grant. Testimony was heard from Samuel J. Cornelius, Administrator, Food and Nutrition Service, USDA; Stuart P. French, Special Adviser to the Assistant Secretary, Territorial and International Affairs, Department of the Interior; Juan Louis, Governor, Virgin Islands; Fagafa Tulafona, Senator, American Samoa and Edward Pangelinan, Washington Representative, Commonwealth Northern Mariana Islands.

### TAXPAYER SAFEGUARDS

*Committee on Ways and Means:* Subcommittee on Oversight held a hearing on taxpayer safeguards. Testimony was heard from the following officials of the IRS, Department of the Treasury: Roscoe L. Egger, Jr., Commissioner; Harold Browning, Taxpayer Ombudsman; Donald Begherm, Assistant Commissioner for Operations and Robert Rebein, Assistant Commissioner for Inspection; William J. Anderson, Director, General Government Division, GAO and public witnesses.

### CARIBBEAN BASIN

*Committee on Ways and Means:* Subcommittee on Trade continued markup of H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin.

### SOCIAL SECURITY—COST OF LIVING ADJUSTMENTS

*Select Committee on Aging:* On April 23, the Committee held a hearing on the impact of proposals to reduce Social Security cost of living adjustments. Testimony was heard from public witnesses.

## *Joint Meeting*

### CPI FIGURES

*Joint Economic Committee:* On Friday, April 23, the Subcommittee on Monetary and Fiscal Policy concluded hearings to review the Consumer Price Index figures for the month of March, after receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisers.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, April 27, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 7769–7889*

**Bills Introduced:** Ten bills and nine resolutions were introduced, as follows: S. 2436–2445, S.J. Res. 192–193, S. Con. Res. 84–86, and S. Res. 377–380.

**Pages 7823–7824**

**Bills Reported:** Reports were made as follows:

S. 2226, authorizing funds through fiscal year 1986 to reduce mortgage interest rates on home mortgages for qualifying individuals and provide for employment in the private sector, with an amendment in the nature of a substitute (with additional views) (S. Rept. No. 97–362).

S. Res. 377, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2226, listed above. Referred to the Committee on the Budget.

S. Con. Res. 84, commemorating the 100th anniversary of United States-Korean relations.

S. Con. Res. 85, authorizing the printing of additional copies of the committee print entitled "NATO Today: The Alliance in Evolution." Referred to the Committee on Rules and Regulations.

S. 1628, providing that the Emergency Fund Act of 1948 be available for all projects governed by Federal reclamation acts, with an amendment in the nature of a substitute (S. Rept. No. 97–363).

S. 933, authorizing the rehabilitation of the Belle Fourche irrigation project in South Dakota, with amendments (S. Rept. No. 97–364).

Page 7823

Measures Passed:

*E. Romero Hose and Fire Company:* Committee on the Judiciary was discharged from the further consideration of S. Res. 361, commemorating the 100th anniversary of the organization of the E. Romero Hose and Fire Company of Las Vegas, and the measure was then agreed to.

Page 7888

*Committee Assignments—Majority:* Senate agreed to S. Res. 380, modifying paragraph 2 of Rule XXV of the Standing Rules of the Senate for the balance of the 97th Congress and assigning Senator Hatch as a member of the Committee on Agriculture, Nutrition and Forestry, and Senator Schmitt as a member of the Committee on Governmental Affairs.

Page 7888

*Foreign Missions Act of 1982:* Senate passed S. 854, establishing an Office of Foreign Missions responsible for providing benefits for foreign missions on terms approved by the Secretary of State, after agreeing to committee amendments and amendments proposed thereto, as follows:

(1) Percy Amendment No. 1387, to meet the requirements of the Congressional Budget Act of 1974.

(2) Percy Amendment No. 1388, of a technical and clarifying nature.

(3) Percy unprinted amendment No. 875, providing Presidential guidelines for the exercise of authorities granted to the Secretary of State.

Page 7792

(4) By 49 yeas to 43 nays, Mathias Amendment No. 1383, revising preemption language to require Federal, State, and municipal governments to give substantial weight to recommendations of the Office of Foreign Missions.

Page 7795

(5) Mathias Amendment No. 1384, deleting the exemption from Title V rulemaking procedures for the Secretary of State. Page 7812

(6) Mathias Amendment No. 1382, requiring the Secretary of State, upon request, to determine and certify whether a foreign mission is in compliance with the Act. Page 7813

Pages 7780–7818

**Criminal Code Reform Act of 1981:** by 45 yeas to 46 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on a motion to proceed to the consideration of S. 1630, reforming the Federal criminal laws and streamlining the administration of criminal justice.

The motion to proceed was subsequently withdrawn.

Pages 7776–7779

**Confirmations:** Senate confirmed the following nominations:

James P. Hickman, to be U.S. Marshal for the Southern District of West Virginia.

James B. Wyngaarden, of North Carolina, to be Director of the National Institutes of Health.

Charles Luna, of Texas, Robert D. Orr, of Indiana, and Ross E. Rowland, Jr., of New Jersey, each to be a Member of the Board of Directors of the National Railroad Passenger Corporation.

One Coast Guard nomination in the grade of Admiral.

Routine list of Coast Guard nominations.

Pages 7889–7890

**Messages From the House:** Page 7822

**Communications:** Page 7822

**Statements on Introduced Bills:** Pages 7824–7858

**Amendments Submitted for Printing:** Page 7864

**Committee Authority To Meet:** Page 7864

**Additional Statements:** Pages 7864–7886

**Confirmations:** Pages 7889–7890

**Quorum Calls:** One Quorum call was taken today. (Total—31) Page 7776

**Record Votes:** Two record votes were taken today. (Total—85) Pages 7776–7810

**Recess:** Senate convened at 9:45 a.m., and recessed at 6:08 p.m., until 10 a.m., on Wednesday, April 28, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 7889.)

## *Committee Meetings*

### APPROPRIATIONS—ALASKA PIPELINE/BUREAU OF MINES/ENDOWMENT FOR THE ARTS

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from John T. Rhett, Federal Inspector, Alaska Natural Gas Transportation System; Robert

C. Horton, Director, Bureau of Mines, Department of the Interior; and Francis Hodsoll, Chairman, National Endowment for the Arts.

Subcommittee will meet again tomorrow.

## APPROPRIATIONS—PEACE CORPS/INTER-AMERICAN FOUNDATION

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Loret Miller Ruppe, Director, The Peace Corps; and Peter D. Bell, President, Inter-American Foundation.

Subcommittee will meet again on Thursday, April 29.

## APPROPRIATIONS—NATIONAL SCIENCE FOUNDATION

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the National Science Foundation from its Director, John B. Slaughter.

Subcommittee will meet again on Wednesday, May 5.

## PUBLIC UTILITY HOLDING COMPANY ACT

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities concluded hearings on S. 1869, S. 1870, S. 1871, and S. 1977, bills to amend or repeal the Public Utility Holding Company Act of 1935, after receiving testimony from Senator Johnston; Representatives Corcoran and Tauzin; Solomon Freedman, Davis & Cox, Alan H. Richardson, American Public Power Association, and Edwin Rothschild, Energy Action Project, all of Washington, D.C.; Charles A. Benore, Paine Webber Mitchell Hutchins, Inc., New York City; Floyd W. Lewis, Middle South Utilities, Inc., New Orleans, Louisiana, on behalf of Edison Electric Institute; and Eugene H. Luntey, Brooklyn-Union Gas Company, Brooklyn, New York, on behalf of American Gas Association.

## CABLE TELECOMMUNICATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications continued hearings on S. 2172, creating a jurisdictional framework to apportion the authority regulating cable systems between the Federal and State governments, and providing a competitive marketplace for cable systems in the telecommunications industry, receiving testimony from Representative Rose; Gustave Hauser, Warner Amex Cable Communications, Ralph M. Baruch, Viacom International, Inc., Morris Tarshis, New York City Bureau of Franchises, and Earle K. Moore, United Church of Christ, all of New York City; Mayor Herbert Drinkwater, Scottsdale, Arizona; Gregory B. Blow, Ajo Television Service Company, Inc., Ajo, Arizona; Brian P. Lamb, C-SPAN, Henry Geller, Washington Center for Public Policy Research, Bruce Jacobs, National Citizens Committee for Broadcasting, Sue Buske, National Federation of Local Cable Programmers, and Richard L. Brown, Society for Private and Commerical Earth Stations, all of Washington, D.C.; Ralph Lee Smith, The Bertman Group, Inc., Vienna, Virginia; Edward F. Burke, Rhode Island Public Utilities Commission, Providence, on behalf of the National Association of Regulatory Utility Commissioners; Allen T. Gilliland, San Jose, California, on behalf of the National Cable Television Association; S. Tony Jordan, Jr., Raleigh, North Carolina; Jack Blanchard, Mogollon Cable Television, Phoenix, Arizona; Max Kiburz, Loup River Public Power District, Columbus, Nebraska; Kenneth Brannies, Guadalupe Valley Telephone Cooperative, New Braunfels, Texas; and Peggy Charron, Action for Children's Television, Newtonville, Massachusetts.

Hearings continue on tomorrow.

## FEDERAL COAL LEASES

*Committee on Energy and Natural Resources:* Committee began markup of S. 1542, prohibiting a company operating a common carrier railroad from holding Federal coal leases unless the coal is used for railroad purposes, but did not complete action thereon, and recessed subject to call.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, April 29.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. Con. Res. 84, commemorating the 100th anniversary of U.S.-Korean relations;

The nomination of Peter O. Murphy, of the District of Columbia, for the rank of Ambassador during his tenure of service as U.S. Negotiator on Textile Matters;

S. Con. Res. 85, authorizing the printing of additional copies of the committee print entitled "NATO Today: The Alliance in Evolution"; and

The Protocol to the Agreement on the Importation of Educational, Scientific, and Cultural Materials (Treaty Doc. No. 97-2).

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Selwa Roosevelt, of the District of Columbia, for the rank of Ambassador during the tenure of her service as Chief of Protocol for the White House, after the nominee testified and answered questions in her own behalf.

### CENTRAL AMERICA/CARIBBEAN

*Committee on Foreign Relations:* Committee concluded hearings on S.J. Res. 158, reaffirming the 1962 resolution on Cuba banning a Soviet military base in Cuba, S.J. Res. 144, encouraging unconditional negotiations for the purpose of achieving a cease-fire and a political settlement in El Salvador, S. 2179 and S. 2243, bills requiring specific authorization before the introduction of any U.S. armed forces into hostilities in El Salvador, and S. 2370, requiring prior Congressional authorization for sending U.S. military personnel or furnishing military or security assistance to the Central American nations, after receiving testimony from Senator Symms; and William D. Rogers, former Under Secretary of State for Economic Affairs and former Secretary of State for Inter-American Affairs.

Committee will begin markup of the aforementioned proposals on Tuesday, May 4.

### BUSINESS MEETING

*Committee on Labor and Human Resources:* Committee ordered favorably reported the following bills:

S. 2311, authorizing funds through fiscal year 1985 for certain health programs of the Department of Health and Human Services, with an amendment in the nature of a substitute; and

S. 2349, authorizing funds for fiscal year 1983 for the National Science Foundation, with amendments.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 16 public bills, H.R. 6162–6177; 3 private bills, H.R. 6178–6180; and 4 resolutions, H. Res. 437–440 were introduced.

Pages 7766–7767

**Bills Reported:** Reports were filed as follows:

H. Res. 411, disapproving the deferral of budget authority relating to fossil energy research and development (deferral D82–236) which is proposed by the President in his message of March 18, 1982, transmitted under section 1013 of the Impoundment Control Act of 1974 (H. Rept. 97–487);

H. Res. 437, providing for the consideration of H.R. 5998, to provide additional authorizations of appropriations for the fiscal year 1983 for the International Communication Agency (H. Rept. 97–488);

H. Res. 438, providing for the consideration of H.R. 3208, to amend the Reclamation Safety of Dams Act of 1978 (H. Rept. 97–489);

H. Res. 439, providing for the consideration of H.R. 3481, to amend chapter 207 of title 18, United States Code, relating to pretrial services (H. Rept. 97–490);

H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety, amended (H. Rept. 97–491); and Page 7766

H.R. 3021, to authorize the Secretary of Agriculture to convey certain National Forest Systems lands, amended (H. Rept. 97–492).

Page 7766

**Fossil Energy:** Agreed that it be in order to consider on April 29, or any day thereafter, H. Res. 411, disapproving the deferral of budget authority relating to fossil energy research and development (deferral D82–236) which is proposed by the President in his message of March 18, 1982, transmitted under section 1013 of the Impoundment Control Act of 1974.

Page 7731

**Funeral Committee:** Pursuant to H. Res. 436, the Speaker appointed as members of the Funeral Committee of the late Representative John M. Ashbrook, the following Members on the part of the House: Representatives Latta, Michel, Stanton of Ohio, Brown of Ohio, Miller of Ohio, Wylie, Stokes, Seiberling, Regula, Gradison, Kindness, Mottl, Luken, Applegate, Oakar, Pease, Hall of Ohio, Williams of Ohio, Eckart, McEwen, Shamansky, Weber of Ohio, Oxley, Perkins, Boland, Erlenborn, Ford of Michigan, Philip M. Crane, Rousselot, Hillis, Kemp, Young of Florida, Gilman, Martin of North Carolina, Taylor, Goodling, Jeffords, McDonald, Simon, Coleman, Stump, Erdahl, Lewis, Lungren, Roth, Sensenbrenner, Shumway, Petri, Bailey of Missouri, Craig, Daub, Emerson, and Johnston.

Page 7735

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Federal employee payroll deductions:* H.R. 4703, amended, to amend section 3620 of the Revised Statutes with respect to payroll deductions for Federal employees;

Pages 7735–7739

*Clayton Act amendments:* H.R. 5106, amended, to amend the Clayton Act to modify the amount of damages payable to foreign states and instrumentalities of foreign states which sue for violations of the antitrust laws;

**Pages 7739-7742**

*Rickover medal:* H.R. 5432, amended, to authorize the presentation on behalf of the Congress of a specially struck gold medal to Admiral Hyman George Rickover; and

**Pages 7742-7745**

*Canadian Constitution:* S. Con. Res. 83, relating to the patriation of the Canadian Constitution—clearing the measure. Subsequently, H. Con. Res. 317, a similar House resolution, was laid on the table.

**Pages 7746-7748**

**White Sands Missile Range:** House passed S. 2373, to change the name of the landing strip at White Sands Missile Range in the State of New Mexico, to "White Sands Space Harbor"—clearing the measure for the President.

**Page 7767**

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

**Page 7765**

**Adjournment:** Met at noon and adjourned at 2:47 p.m.

## *Committee Meetings*

### FIFRA; OVERSIGHT

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture approved for full Committee action as amended H.R. 5203, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1981.

The Subcommittee also held an oversight hearing on Department of Agriculture conservation programs. Testimony was heard from departmental and public witnesses.

### PACKERS AND STOCKYARDS ADMINISTRATION REGULATIONS

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry held a hearing on the internal task force report on regulations issued by the Packers and Stockyards Administration. Testimony was heard from departmental and public witnesses.

### DEFERRAL

*Committee on Appropriations:* Ordered reported H. Res. 411, to disapprove the deferral (Fossil Energy).

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies held a hearing on Department of State-International Organizations. Testimony was heard from Nicholas Platt, Acting Assistant Secretary of State for International Organizations.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Communications, Command and Control. Testimony was heard from Donald C. Latham, Deputy Under Secretary of Defense for Communications, Command and Control Intelligence.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on National Aeronautics and Space Administration. Testimony was heard from James M. Beggs, Administrator, NASA.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Forest Service. Testimony was heard from John Crowell, Assistant Secretary of Agriculture.

Hearings continue tomorrow.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education heard testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on the Office of the Secretary of Transportation. Testimony was heard from Darrell M. Trent, Deputy Secretary, Department of Transportation.

### TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on U.S. Tax Court; Office of Federal Procurement Policy; Advisory Commission on Intergovernmental Relations and Office of Policy Development. Testimony was heard from Representative Fountain; Theodore Tannenwald, Chief Judge, U.S. Tax Court; Donald Sowle, Administrator, Office of Federal Procurement Policy and Roger Porter, Director, Office of Policy Development.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The

Committee was briefed by representatives of the Defense Intelligence Agency.

## MILITARY CONSTRUCTION AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved for full Committee action a clean bill to be introduced in lieu of H.R. 5561, to authorize certain construction at military installations for fiscal year 1983.

## EDUCATIONAL ASSISTANCE PROGRAMS

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation approved for full Committee action as amended H.R. 1400, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces.

## DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings in executive session on H.R. 6151, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983. Testimony was heard from Herman E. Roser, Assistant Secretary for Defense Programs, Department of Energy and Maj. Gen. William W. Hoover, USAF, Director, Office of Military Application, Department of Energy.

Hearings continue tomorrow.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development began markup of the Housing and Community Development Amendments of 1982.

## AFRICAN DEVELOPMENT FUND

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on International Development Institutions and Finance held a hearing on the African Development Fund. Testimony was heard from Marc Leland, Deputy Secretary of the Treasury.

## OVERSIGHT

*Committee on the District of Columbia:* Held an oversight hearing on the impact of the Reduction-In-Force program by the Federal Government in the metropolitan Washington area. Testimony was heard from Donald Devine, Director, Office of Personnel Management; Frank Yaeger, Director, Office of Personnel, Department of Labor; Ivanhoe Donaldson, Director, Employment Services, District of Columbia and public witnesses.

## PUBLIC-PRIVATE TRAINING AND EMPLOYMENT ASSISTANCE SYSTEM; SUBPOENA AUTHORITY

*Committee on Education and Labor:* Ordered reported as amended H.R. 5320, to establish a community public-private training and employment assistance system and to provide employment and training services.

The Committee also approved a request by the Subcommittee on Labor Standards to be granted subpoena authority in connection with its investigation of the payment of cash wages and related labor standards violations in the construction industry in California.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on the National Commission on Libraries and Information Sciences. Testimony was heard from public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

## OVERSIGHT

*Committee on Foreign Affairs:* Held an oversight hearing on Peace Corps Programs and Activities. Testimony was heard from the following officials of the Peace Corps: Loret Miller Ruppe, Director and Everett Alvarez, Deputy Director and a public witness.

## JAPANESE ECONOMIC TRENDS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on Japanese Economic Trends and their Implications for the United States. Testimony was heard from public witnesses.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East approved for full Committee action fiscal year 1983 foreign assistance recommendations

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs continued joint hearings on H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin. Testimony was heard from Resident Commissioner Corrada; Delegate de Lugo; and a public witness.

Hearings continue April 29.

## U.S. PARTICIPATION IN THE UNITED NATIONS

*Committee on Foreign Affairs:* The Subcommittee on International Operations, the Subcommittee on Europe and the Middle East and the Subcommittee on Human Rights and International Organizations approved for full Committee action H. Con. Res. 289, regarding membership in the United Nations General Assembly.

Prior to this action, the Subcommittees held a joint oversight hearing on U.S. participation in the United Nations. Testimony was heard from Don McHenry, former U.S. Permanent Representative to the United Nations, and public witnesses.

## OIL IMPORT FEE

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on Oil Import Fee: Its Energy Policy Implications and Consumer Impacts. Testimony was heard from public witnesses.

## SURPLUS FEDERAL LAND

*Committee on Government Operations:* Subcommittee on Government Activities and Transportation held a hearing on Administration's "Management Initiative" to sell surplus Federal land, (H. Res. 265, relating to the management of U.S. assets). Testimony was heard from Representatives Winn, Kramer, Akaka, Fascell, and Heftel, and public witnesses.

## THREE MILE ISLAND CLEANUP

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment concluded hearings on the financial cleanup of Three Mile Island. Testimony was heard from Susan Shanaman, Chairman, Public Utilities Commission, State of Pennsylvania; Walter Cohen, Consumer Advocate, Office of Consumer Advocate, State of Pennsylvania; and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action, as amended, the following bills: H.R. 5990, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and further borrowings for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House; and H.R. 4848, the Gladys Noon Spellman Parkway.

## PATENT AND TRADEMARK OFFICE AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties and the Administration of Justice approved for full Committee action a clean bill to be introduced in lieu of H.R. 5602, to authorize appropriations to the Patent and Trademark Office in the Department of Commerce.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 5662, to extend until October 1, 1983, the authority and authorization of appropriations for certain programs under the Fish and Wildlife Act of 1956; H.R. 5663, as amended, to authorize appropriations to carry out the Anadromous Fish Conservation Act during fiscal year 1983; and H.R. 6133, as amended, to authorize appropriations to carry out the Endangered Species Act of 1973, as amended, through fiscal year 1984.

## ECONOMIC DEVELOPMENT ACT AMENDMENTS

*Committee on Public Works and Transportation:* Subcommittee on Economic Development and the Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs held a joint hearing on H.R. 6100, and related bills, to amend the Public Works and Economic Development Act of 1965, as amended, and the Appalachian Regional Development Act. Testimony was heard from Norton L. Berman, Director, Department of Commerce, State of Michigan and public witnesses.

Hearings continue tomorrow.

## SMITHSONIAN INSTITUTION

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved for full Committee action as amended H.R. 5659, to authorize the Smithsonian Institution to construct a building for the Museum of African Art and a Center for Eastern Art together with structures for related educational activities in the area south of the original Smithsonian Institution building adjacent to Independence Avenue at Tenth Street, Southwest, in the city of Washington. Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Dr. S. Dillon Ripley, Secretary, Smithsonian Institution.

## HIGHWAY LEGISLATION

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation held a hearing on legislative proposals for meeting highway, highway safety, and public mass transportation program needs. Testimony was heard from Representative Simon; the following officials of the Department of Transportation: Raymond Barnhart, Administrator, Federal Highway Administration; Raymond Peck, Administrator, National Highway Traffic Safety Administration and Arthur Teele, Jr., Administrator, Urban Mass Transportation Administration and public witnesses.

Hearings continue tomorrow.

### INTERNATIONAL COMMUNICATION AGENCY AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5998, to provide additional authorizations of appropriations for the fiscal year 1983 for the International Communication Agency. Testimony was heard from Representative Fascell.

### RECLAMATION SAFETY OF DAMS ACT AMENDMENTS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 3208, to amend the Reclamation Safety of Dams Act of 1978. Testimony was heard from Chairman Udall and Representatives Kazen and Clausen.

### PRETRIAL SERVICES ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 3481, Pretrial Services Act of 1981.

### NATIONAL ENGINEERING AND SCIENCE MANPOWER ACT

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology held a hearing on H.R. 5254, National Engineering and Science Manpower Act. Testimony was heard from Senator Glenn and public witnesses.

Hearings continue April 29.

### OMB CIRCULAR A-76

*Committee on Veterans' Affairs:* Subcommittee on Oversight and Investigations held a hearing on the proposed revision to the Office of Management and Budget Circular A-76. Testimony was heard from Clyde Cook, Assistant Deputy Administrator for Procurement and Supply, VA; representatives of veterans' organizations and public witnesses.

### PUBLIC DEBT MANAGEMENT

*Committee on Ways and Means:* Held a hearing on proposals relating to the management of the public debt. Testimony was heard from Representative Roth; Angela Buchanan, Treasurer of the United States; Mark Stallnecker, Deputy Assistant Secretary of the Treasury for Federal Finance and public witnesses.

### TECHNICAL CORRECTIONS ACT

*Committee on Ways and Means:* Held a hearing on H.R. 6056, Technical Corrections Act of 1982. Testimony was heard from Representative Kildee; John E. Chapoton, Assistant Secretary of the Treasury (Tax Policy) and public witnesses.

## *Joint Meeting*

### MILITARY POLICY ISSUES

*Joint Economic Committee:* Committee concluded hearings on U.S. military policy issues, focusing on the need for a delineation of economic and security interest around the world, after receiving testimony from General Maxwell D. Taylor (Ret.), former Chairman of the Joint Chiefs of Staff.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Wednesday, April 28, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 7959–8095*

**Bills Introduced:** Ten bills and two resolutions were introduced, as follows: S. 2446–2455, S. Con. Res. 87, and S. Res. 381.

Page 8051

**Bills Reported:** Reports were made as follows:

S. 2240, authorizing Federal agencies to use flexible and compressed employee work schedules, with amendments (with additional, minority, and supplemental views) (S. Rept. No. 97-365).

H.R. 1543, confirming the conveyance of certain real property in Alameda County, California, by the Central Pacific Railway Company and the Southern Pacific Railway Company to certain named individuals (S. Rept. No. 97-366).

H.R. 2863, providing for the sale at public auction certain lands in the Tahoe National Forest known as Blythe Arena (S. Rept. No. 97-367).

S. 982, providing for the conveyance to adjacent landowners, all nonmineral interest in the U.S. on certain tracts of Federal land adjacent to Lake Shore Drive, Lake Lowell, Boise project, Idaho, with an amendment (S. Rept. No. 97-368).

S. 835, providing for the sale to a named individual not more than ten acres of land from certain public lands in Fairbanks, Alaska, with amendments (S. Rept. No. 97-369).

S. 1501, providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately 76 acres of land in Alaska, with amendments (S. Rept. No. 97-370).

H.R. 2475, providing for the withdrawal of certain described lands from the operation of the general public land laws to protect the watershed supplying water to Los Angeles, with amendments (S. Rept. No. 97-371).

Page 8051

**Measures Passed:**

*Budget Waiver:* Senate agreed to S. Res. 258, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants.

**Page 7969**

*Solidarity Sunday:* Senate agreed to S. Res. 381, supporting "Solidarity Sunday" on May 22, 1982, in an effort to secure freedom for Soviet Jews.

**Pages 8045-8046**

National Nuclear Waste Policy Act of 1982: Senate began consideration of S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, with all committee amendments being withdrawn, taking action on amendments proposed thereto, as follows:

Senate agreed to McClure Amendment No. 1350, in the nature of a substitute, with the amendment being treated as original text for the purpose of further amendment.

**Page 8024**

Pending is Proxmire unprinted Amendment No. 876 (printed Amendment No. 1394), to permit States to block a waste disposal site.

**Page 8034**

By unanimous consent, following disposition of Proxmire amendment No. 1394, Senator Cannon will be recognized to propose an amendment.

**Page 8078**

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, April 29.

**Page 8045**

**Pages 7969-8042**

Messages From the House: **Page 8050**

Communications: **Pages 8050-8051**

Statements on Introduced Bills: **Pages 8051-8074**

Amendments Submitted for Printing: **Page 8078**

Notices of Hearings: **Page 8078**

Committee Authority To Meet: **Page 8078**

Additional Statements: **Pages 8078-8094**

Recess: Senate convened at 10 a.m., and recessed at 5:36 p.m., until 9 a.m., on Thursday, April 29, 1982.

## *Committee Meetings*

### APPROPRIATIONS—SPACE SYSTEMS

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on space systems, receiving testimony from Donald C. Latham, Deputy Under Secretary for Defense; and Robert S. Cooper, Director, Defense Advanced Research Projects Agency.

Subcommittee will meet in closed session on tomorrow.

### APPROPRIATIONS—INDIAN EDUCATION

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for Indian education programs from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs.

Subcommittee will meet again on tomorrow.

### APPROPRIATIONS—STATE, JUSTICE, COMMERCE, THE JUDICIARY

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for certain programs which fall within the jurisdiction of the subcommittee, receiving testimony from Howard Phillips, The Conservative Caucus, Inc., Vienna, Virginia; Max Miller, Mountain States Legal Foundation, Denver, Colorado; Harold Gianotti, East Haven, Connecticut; Stephen Sachs, Maryland Attorney General, Baltimore; David Brink, and Joseph A. DeGrand, both of the American Bar Association, Chicago, Illinois; Cruzan Alexander, Intellectual Property Owners, Inc., Minneapolis, Minnesota; John T. Lanahan, Public Advisory Committee for Trademark Affairs, Des Plaines, Illinois; Houston L. Swenson, U.S. Trademark Association, New York City; Julius Jancin, Jr., American Patent Law Association, Arlington, Virginia; Richard T. Ashman, Holiday Inns, Inc., Memphis, Tennessee; Ed Bodenhamer, S.E. Georgia Area Planning and Development Commission, Waycross, Georgia; Daniel Fennell, Mid-Atlantic Trade Adjustment Assistance Center, Philadelphia, Pennsylvania; John Carlson, Sundt Corp., Tucson, Arizona; Milton M. Kaufmann, Fund for Animals, Gaithersburg, Maryland; Robert Englehardt, Palmer Communications, Inc., Des Moines, Iowa; and former Senator Hugh Scott, on behalf of Advocates for Legal Services, James E. Gaffigan, Travel and Tourism Government Affairs Policy Council, and Frederick D. Goss, Newsletter Association of America, Inc., all of Washington, D.C.

Subcommittee will meet again on Tuesday, May 4.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of James G. Stearns, of Nevada, and James W. Fuller, of California, each to be a Director of the Securities Investor Protection Corporation.

## AUTHORIZATIONS—MASS TRANSIT

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Housing and Urban Affairs concluded hearings on S. 2367 and S. 2377, bills authorizing funds through fiscal year 1986 for Federal transit assistance programs of the Urban Mass Transportation Administration, Department of Transportation, after receiving testimony from Richard Ravitch, Metropolitan Transportation Authority, New York City; Dan Arnold, Houston Metropolitan Transportation Authority, Houston, Texas; Bill Miller, Port Authority of Allegheny County, Pittsburgh, Pennsylvania; Minnette Trosch, Charlotte, North Carolina, representing the National League of Cities; Mayor Gordon Bricken, Santa Ana, California, representing the United States Conference of Mayors; Kathy Hoffman, National Association of Counties; Richard Page, Washington Metropolitan Area Transit Authority, representing the American Public Transit Association, Marie Travesky, Metropolitan Washington Council of Governments, and Fairfax County Board of Supervisors, representing the National Association of Regional Councils, and Earl Putnam, Amalgamated Transit Union, all of Washington, D.C.; and Warren Frank, New York Regional Transportation Authority, Syracuse.

## CABLE TELECOMMUNICATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications concluded hearings on S. 2172, creating a jurisdictional framework to apportion the authority regulating cable systems between the Federal and State governments, and providing for a competitive marketplace for cable systems in the telecommunications industry, after receiving testimony from Trygve E. Myhren, American Television and Communications Corporation, Englewood, Colorado; Cathy Reynolds, Denver, Colorado; Mildred A. Schwab, Portland, Oregon; Robert C. Wright, Cox Cable Communications, Inc., and R. E. Turner, Turner Broadcasting System, Inc., both of Atlanta, Georgia; Robert Rosencrans, United States Cablesystems, Inc., Toronto, Ontario, Canada; Tom Staubitz, New Mexico Cable Television Association, Hobbs; Robert D. Bilodeau, Suburban Cablevision, East Orange, New Jersey; Wiles Hallock, The NCAA Football Television Committee, Walnut Creek, California; John P. Gwin, Oak Communications, Inc., Rancho Bernardo, California; Marshall M. Carpenter, Jr., Neighborhood Television Company, Inc., and Philip C. Merrill, National Association of MDS Service Companies, both of Phoenix, Arizona; Stanley M. Besen, The Rand Corporation, Vincent Wasilewski, National Association of Broadcasters, John Raines, National Satellite Cable Association, and Robert L. Johnson, Black Entertainment Network, all of Washington, D.C.; and Bowie K. Kuhn, Commissioner of Baseball, David Stern, National Basketball Association, William J. Bresnan, Teleprompter Corporation, and Don Franco, Microband, all of New York City.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution approved for full committee consideration the following measures:

S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, with amendments;

H.R. 1486, authorizing funds for the establishment of the Protection Island National Wildlife Refuge in Jefferson County, Washington, with amendments (as approved by the subcommittee the bill incorporates certain provisions of S. 327); and

H.R. 1952, authorizing funds for fiscal years 1982, 1983, and 1984 for certain conservation programs on military reservations and public lands.

## GUATAMALA

*Committee on Foreign Relations:* Committee met in open and closed session on the current situation in Guatamala and U.S. policy thereon, receiving testimony from Steven W. Bosworth, Deputy Assistant Secretary of State for Inter-American Affairs.

Committee recessed subject to call.

## FOREIGN SERVICE MEMBERS

*Committee on Foreign Relations:* Committee held hearings on S. 1886, requiring that a specific number of chiefs of diplomatic missions be career members of the Foreign Service, receiving testimony from Richard T. Kennedy, Under Secretary of State for Management; Charles S. Whitehouse, American Foreign Service Association, Washington, D.C.; Theodore L. Eliot, Jr., former U.S. Ambassador to Afghanistan, Carol C. Laise, former U.S. Ambassador to the Kingdom of Nepal; Malcolm Toon, former U.S. Ambassador to the Soviet Union; and John W. Tuthill, former U.S. Ambassador to Brazil.

Hearings were recessed subject to call.

## FALKLAND ISLANDS

*Committee on Foreign Relations:* Committee held a closed briefing on the current situation in the Falkland Islands, and pending negotiations on the conflict, receiving testimony from Alexander M. Haig, Jr., Secretary of State.

## ETHICS IN GOVERNMENT

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management held hearings on S. 2059, revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to insure independent investigations of high-ranking

Federal officials and to remove inequities in the present law, receiving testimony from Rudolph W. Giuliani, Associate Attorney General, Department of Justice; Elliot L. Richardson, former Attorney General; Lloyd N. Cutler, former Counsel, Office of the President; and Robert E. Evans, on behalf of the American Bar Association, Washington, D.C.

Hearings were recessed subject to call.

### NOMINATIONS/VOTING RIGHTS

*Committee on the Judiciary:* Committee ordered favorably reported the nominations of Salvatore R. Martoche, to be U.S. Attorney for the Western District of New York, and William S. Price, to be U.S. Attorney for the Western District of Oklahoma.

Also, committee began markup of S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965, but did not complete action thereon, and will meet again tomorrow.

### ACADEMY OF PEACE

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and the Humanities approved for full committee consideration S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict.

### BUSINESS MEETING

*Committee on Veterans' Affairs:* Committee ordered favorably reported the following bills each with an amendment in the nature of a substitute:

S. 2385, authorizing funds for the Veterans' Administration health professional scholarship program, with amendments. (As approved by the committee, the bill incorporates provisions of S. 2383, 2384, and 2389); and

S. 349, providing for limited judicial review of the administrative action of the Veterans' Administration, and for reasonable fees to attorneys representing legal counsel for veterans.

### AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* Committee ordered favorably reported an original bill (S. 2487) authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community.

Also, committee ordered favorably reported an original resolution (S. Res. 384) waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the aforementioned bill.

### ORGANIZATIONAL MEETING

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee met to further consider organizational matters, but made no announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 27 public bills, H.R. 6181–6207; 3 private bills, H.R. 6208–6210; and 6 resolutions, H.J. Res. 465 and 466, H. Con. Res. 320 and 321, and H. Res. 441 and 442 were introduced. **Pages 7956–7957**

**Report Filed:** One report was filed as follows: H. Res. 317, authorizing printing of the transcript of proceedings of the Committee on Energy and Commerce incident to presentation of a portrait of the Honorable John D. Dingell (H. Rept., 97–493). **Page 7955**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today. **Page 7935**

**Adjournment:** Met at 3 p.m. and adjourned at 4:32 p.m.

## *Committee Meetings*

### COMMODITY SUPPLEMENTAL FOOD PROGRAM

*Committee on Agriculture:* Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on the Commodity Supplemental Food Program. Testimony was heard from departmental and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Independent Research and Development. Testimony was heard from Richard DeLauer, Under Secretary of Defense, Research and Engineering and representatives of the services.

The Subcommittee also met in executive session to hold a hearing on Intelligence Related Activities Overview. Testimony was heard from Donald C. Laham, Deputy Under Secretary of Defense for Communications, Command Control and Intelligence and representatives of the services.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior continued hearings on the Forest Service. Testimony was heard from John Crowell, Assistant Secretary of Agriculture.

### LABOR-HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education continued to hear testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Urban Mass Transportation Administration. Testimony was heard from Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration, Department of Transportation.

Hearings continue tomorrow.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on the IRS. Testimony was heard from Roscoe L. Egger, Commissioner, IRS, Department of the Treasury.

## JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Gen. Robert H. Barrow, Commandant of the Marine Corps; Adm. Thomas B. Hayward, Chief of Naval Operations and Adm. James L. Holloway, III, USN (Ret.), former member of the Joint Chiefs of Staff.

Hearings continue tomorrow.

## DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued hearings in executive session on H.R. 6151, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983. Testimony was heard from the following officials of the Department of Energy: Dr. F. Charles Gilbert, Deputy Assistant Secretary for Nuclear Materials; Dr. Julio L. Torres, Director, Office of International Security Affairs and Ralph E. Caudle, Director, Office of Safeguards and Security.

Hearings continue tomorrow.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

## RAILROAD COMMUTERS

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on Railroad Commuters. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation and public witnesses.

## HUMAN RIGHTS PRACTICES

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on State Department Country Reports on Human Rights Practices for 1981. Testimony was heard from the following officials of the Department of State: Elliott Abrams, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs and Steve Palmer, Senior Deputy Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs and public witnesses.

## RENAL DISEASE PROGRAM

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on the management of the End Stage Renal Disease Program, Part II. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Lester B. Salans, Acting Director; Dr. Nancy B. Cummings, Director, Division of Kidney, Urologic, and Hematologic Diseases; Robert J. Wineman, Program Director, Chronic Renal Disease Program and L. Earl Laurence, Executive Officer all with the National Institute of Arthritis, Diabetes and Digestive and Kidney Diseases; Carolyne K. Davis, Administrator; Dr. James Donovan, Associate Administrator for Management and Support Service and Judith Lave, Director, Office of Research all with the Health Care Financing Administration.

## FEDERAL ELECTION COMMISSION AUTHORIZATION

*Committee on House Administration:* Held a hearing on fiscal year 1983 authorization request for the Federal Election Commission. Testimony was heard from the following officials of the FEC: Frank P. Reiche, Chairman and Dan McDonald, Vice Chairman.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Accounts met in executive session to consider pending business.

## REFUGEE ASSISTANCE AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law concluded hearings on H.R. 5879, Refugee Assistance Amendments of 1982. Testimony was heard from Resident Commissioner Corrada and public witnesses.

## BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued oversight hearing on personal bankruptcies. Testimony was heard from public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Ordered reported the following bills: H.R. 5663, amended, to authorize appropriations to carry out the Anadromous Fish Conservation Act during fiscal year 1983.

H.R. 5662, amended, to extend until October 1, 1983, the authority and authorization of appropriations for certain programs under the Fish and Wildlife Act of 1956; H.R. 5002, amended, to improve fishery conservation and management; H.R. 5617, amended, to authorize appropriations for the Coast Guard for fiscal years 1983 and 1984; H.R. 6120, to reauthorize the Deep Seabed Hard Minerals Resources Act for fiscal years 1983, 1984, and 1985; and H.R. 3600, to reauthorize the National Ocean Pollution Planning Act and establish a Great Lakes Ocean Pollution Planning Office.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 6113, amended, to reauthorize title I of the Marine Protection, Research and Sanctuaries Act and H.R. 6112, to reauthorize title II of the Marine Protection, Research and Sanctuaries Act.

## ECONOMIC DEVELOPMENT ACT AMENDMENTS

*Committee on Public Works and Transportation:* Subcommittee on Economic Development and the Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs held a joint hearing on H.R. 6100, and related bills, to amend the Public Works and Economic Development Act of 1965, as amended, and the Appalachian Regional Development Act. Testimony was heard from Carlos C. Campbell, Assistant Secretary for Economic Development, Department of Commerce; Peter F. Burns, Deputy Commissioner, Department of Economic Development, State of Connecticut; Albert P. Smith, Jr., Co-Chairman, Appalachian Regional Commission and public witnesses.

Hearings continue tomorrow.

## NATIONAL ZOOLOGICAL PARK

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds continued hearings on an award of a contract by the Smithsonian Institution in February 1980 to Olympic Construction Company providing for renovation of the reptile house and construction of nocturnal exhibits and crocodile exhibit at the National Zoological Park. Testimony was heard from Charles P. Monroe, Assistant Director, Criminal Investigative Division, FBI, Department of Justice.

## HIGHWAY LEGISLATION

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation continued hearings on legislative proposals for meeting highway, highway safety, and public mass transportation program needs. Testimony was heard from Representatives Bennett, Stark, Oberstar and Ratchford; Jim Burnett, Chairman, National Transporation Board and public witnesses.

Hearings continue tomorrow.

## NASA AUTHORIZATION; REPROGRAMINGS

*Committee on Science and Technology:* Ordered reported as amended H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management; and NASA fiscal year 1982 reprograming requests.

The Committee also approved NASA fiscal year 1982 reprograming requests.

## SYNTHETIC FUELS

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications held a hearing on socio-economic impacts of synthetic fuels. Testimony was heard from public witnesses.

## FAA NATIONAL AIR SPACE SYSTEM PLAN

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation, and Materials held a hearing on FAA National Air Space System Plan. Testimony was heard from public witnesses.

Hearings continue tomorrow

## MISCELLANEOUS MEASURES

*Committee on Small Business:* Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems held a hearing on the following bills: H.R. 5551, to amend section 8(e) of the Small Business Act to improve small business access to Federal procurement information; H.R. 6086, to amend the Small Business Act and the Small Business Investment Act of 1958. H.R. 5953, to amend the Small Business Act; and Labor Surplus Direct Loan legislation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care approved for full Committee action the following bills: H.R. 5737, amended, to extend expiring authorities of the Veterans' Administration to make grants related to State nursing home facilities, exchange of medical information, and support of medical schools; H.R. 5847, amended, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to provide that Veterans' Administration nurses who work two 12-hour regularly-scheduled tours of duty over a weekend shall be considered to have worked a full basic workweek and H.R. 5846, to amend title 38, United States Code, to extend for 1 year the authority for the provision of Veterans' Administration health care by contract in the Commonwealth of Puerto Rico and in the Virgin Islands.

### MISCELLANEOUS MEASURES

*Committee on Ways and Means:* Ordered reported the following bills: H.R. 4613, amended, Debt Collection Act of 1981 and H.R. 6094, to authorize appropriations for the U.S. International Trade Commission, the U.S. Customs Service, and the Office of the U.S. Trade Representative for fiscal year 1983.

The Committee began markup of Social Security Disability legislation.

Will continue tomorrow.

## *Joint Meeting*

### ECONOMICS OF AGRICULTURE

*Joint Economic Committee:* Subcommittee on Agriculture and Transportation resumed hearings to review the economic status of the agriculture industry, receiving testimony from Harold Breimyer, University of Missouri, Columbia; Luther Tweeten, Oklahoma State University, Stillwater; G. Edward Schuh, University of Minnesota, Minneapolis; and Alex McCalla, University of California, Davis.

Hearings continue on tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, April 29, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 8195–8340*

**Bills Introduced:** Eleven bills and two resolutions were introduced, as follows: S. 2456–2467, and S. Res. 382–383.

Pages 8302–8303

**Bills Reported:** Reports were made as follows:

H.R. 5139, modifying provisions of the revised Organic Act of the Virgin Islands and providing certain other authorities affecting the territories and possessions of the United States, with an amendment in the nature of a substitute (S. Rept. No. 97–372).

S. 1867, increasing the acreage limitations and abolishing the residency requirements of Federal reclamation laws, with an amendment in the nature of a substitute (S. Rept. No. 97–373).

S. 159, authorizing the exchange of certain land held by the Navajo Indian Tribe and the Bureau of Land Management, Department of the Interior, with an amendment in the nature of a substitute (S. Rept. No. 97–374).

H.R. 5118, directing the Secretary of the Interior to deliver water supplies to the Papago Tribe of Arizona and its members in settlement of tribal and individual water rights claims in portions of the Papago reservations, with an amendment in the nature of a substitute (S. Rept. No. 97–375).

S. 792, establishing a National Institute of Native American Culture and Arts Development, with amendments (S. Rept. No. 97–376).

S. 1407, authorizing the United States Postal Service to subpoena material pursuant to investigations of postal offenses, to issue cease and desist orders to persons committing such offenses, to assess civil penalties against persons violating Postal Service orders, and to tender the price of an article or service for sale by mail to determine whether or not an illegal activity is being conducted, with an amendment in the nature of a substitute.

S.J. Res. 131, designating the week of June 14 through 20, 1982, as "National Theatre Week."

S.J. Res. 160, designating July 9, 1982, as "National P.O.W.—M.I.A. Recognition Day."

S.J. Res. 182, designating January 1983 as "National Snowmobiling Month."

S.J. Res. 189, designating May 25, 1982, as "Missing Children Day."

S. Con. Res. 82, expressing the sense of the Congress that the people of the U.S. should observe the month of May 1982 as "Older Americans Month."

Page 8302

**Measures Passed:**

*International Diplomatic Center:* Senate passed S. 1611, providing for the completion of the planned International Diplomatic Center within the Federally-owned Bureau of Standards site in the District of Columbia.

Pages 8287–8288

*Technical Information Clearinghouse Fund:* Senate passed S. 2272, authorizing funds to establish a Technical Information Clearinghouse Fund.

Page 8289

*Earthquake Hazards Reduction Act:* Senate passed S. 2273, authorizing funds for fiscal year 1983 for programs of the Earthquake Hazards Reduction Act.

Pages 8289–8290

*Bureau of Standards:* Senate passed S. 2271, authorizing funds for fiscal year 1983 for the National Bureau of Standards, and the National Technical Information Service.

Page 8289

*Private Relief Bills:* Senate passed the following private relief bills: S. 189, S. 222, S. 224, S. 1048, S. 1364, S. 1494, S. 1781, and H.R. 1624, H.R. 1796, H.R. 1977, and H.R. 3478; and with an amendment in the nature of a substitute, S. 198, S. 521, and S. 1569; with an amendment, S. 1331; and with amendments, S. 79, S. 275, S. 1092, S. 1330, S. 1523, and H.R. 1681.

Pages 8290-8292

*United States-Korean Relations:* Senate agreed to S. Con. Res. 84, commemorating the 100th anniversary of United States-Korean relations.

Page 8292

*Authorizing Appearance by Senate Legal Counsel:* Senate agreed to S. Res. 383, authorizing deposition testimony by Senator Proxmire and representation by Senate Legal Counsel in *Charles G. Rebozo* v. *The Washington Post Company*, Civil Action No. 73–1728, before the U.S. District Court for the Southern District of Florida.

Pages 8293-8294

*Falkland Islands Policy:* By 79 yeas and 1 nay, Senate agreed to S. Res. 382, providing that the United States cannot stand neutral with regard to implementation of United Nations Security Council Resolution 502, and recognizing the right of the United Kingdom and all other nations to the right of self defense under the United Nations Charter, should therefore prepare, through consultations with Congress, to further all efforts, pursuant to Security Council Resolution 502, to achieve full withdrawal of Argentine forces from the Falkland Islands.

Pages 8266-8275

*National Nuclear Waste Policy Act of 1982:* By 69 yeas to 9 nays, Senate passed S. 1662, establishing a Federal program for the interim storage and permanent disposal of high-level nuclear waste from civilian powerplants, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Bumpers modified unprinted amendment No. 877, insuring full cost recovery of monies expended pursuant to the Act.

Page 8209

(2) Gorton-Jackson unprinted amendment No. 878, providing that the Commission decision approving the first application shall prohibit the emplacement in the first repository of a quantity of spent fuel containing in excess of 70,000 metric tons of heavy metal or a quantity of solidified high-level radioactive waste resulting from the reprocessing of such a quantity of spent fuel until such time as a second repository is in operation.

Page 8213

(3) Gorton-Jackson unprinted amendment No. 879, providing that in the event a monitored retrievable storage facility, approved pursuant to Title V of the Act, shall be located, or is planned to be located, within 50 miles of the first repository, then the Commission decision approving the first such application shall prohibit the emplacement of a quantity of spent fuel containing in excess of 70,000 metric tons of heavy metal or a quantity of solidified high-level radioactive waste resulting from the reprocessing of spent fuel in both the repository and monitored retrievable storage facility until such time as a second repository is in operation.

Page 8213

(4) McClure unprinted amendment No. 880, of a technical and clarifying nature.

Page 8213

(5) Garn unprinted amendment No. 881, providing that after a site has had an environmental assessment, is being studied for the purpose of having a repository, that the actual repository could not be located on the site unless there is a complete environmental impact statement assessing all of the environmental impact that would go with the actual production or building of the repository.

Page 8215

(6) Cochran unprinted amendment No. 882, requiring the Secretary of Energy to include in any request for the appropriation of funds to identify, recommend, and select sites for site characterization an estimate of the cost of preparing each site for site characterization.

Page 8216

(7) Cochran unprinted amendment No. 883, requiring the President to propose legislation to establish an independent establishment to manage repositories and temporary storage sites (as amended below).

Page 8216

(8) McClure unprinted amendment No. 884 (to unprinted amendment No. 883), in the nature of a substitute.

Page 8216

(9) Simpson modified unprinted amendment No. 885, requiring the President to develop a plan for permanent disposal of existing defense nuclear waste, taking into consideration cost, efficiency, health and safety, regulatory, transportation, public acceptability and national security factors; requiring the Secretary to proceed with a unified disposal system unless the President determines that national security needs require a separate defense-only disposal facility; and if the President determines that a defense-only repository is needed, require that the repository be licensed in accordance with existing law, meet site selection guidelines in the Act, and meet all applicable Nuclear Regulatory Commission regulatory requirements.

Page 8219

(10) Jackson unprinted amendment No. 887, providing that the Secretary shall provide for participation of an affected State and any affected Indian Tribe under subsections 701(b), (c), (d), and (e) of Title VII in any test and evaluation facility author-

ized by the Congress under Section 407, and the subsection shall not apply to any existing research and development site unless it is authorized as a test and evaluation facility and expanded significantly with regard to its extent or the number of packages of solidified high-level radioactive waste and spent fuel.

Page 8237

(11) Bumpers unprinted amendment No. 888, providing that, in compiling the cost incurred by the Federal Government, the Secretary shall include as cost the interest paid by the Federal Government on the unrecovered capital cost, based on a 50-year period of amortization and a rate of interest equal to the average rate paid by the Federal Government on Treasury instruments for the immediately preceding 12-month period.

Page 8238

(12) Thurmond unprinted amendment No. 889, providing that, in carrying out the provisions of sections 301 through 307 with regard to any facility for the interim storage of spent fuel from civilian nuclear powerplants which the Secretary is authorized by section 305(a) to construct, the Secretary shall, as soon as practicable, notify, in writing, the Governor and the State legislature of any State and the eligible Tribal Council of any Indian tribe in such State in which is located a potentially acceptable site for such a facility for interim storage of spent fuel, of his intention to investigate that site or facility.

Page 8238

(13) Thurmond unprinted amendment No. 890, providing for impact assistance to States and localities in which are located interim away-from-reactor storage facilities.

Page 8240

(14) Glenn unprinted amendment No. 891, providing that it shall be the policy of the United States to cooperate with and provide technical assistance to non-nuclear weapon States in the field of spent fuel storage and disposal.

Page 8241

(15) Thurmond unprinted amendment No. 892, requiring spent fuel to be transferred from interim storage facilities after the expiration of a period of time.

Page 8242

(16) Weicker unprinted amendment No. 894, authorizing and directing the Commission to develop a program of in-plant drills for nuclear powerplant operators to be conducted by civilian nuclear powerplant licensees, and to promulgate regulations, or other appropriate Commission regulatory guidance, for training and qualification of civilian nuclear powerplant operators, supervisors, technicians and other appropriate operating personnel.

Page 8243

(17) Weicker unprinted amendment No. 895, providing that no license or other approval shall be given by any Federal department, agency, or other instrumentality, or the President of the United States, for the disposal of low-level nuclear waste, including contaminated materials in the oceans until the Environmental Protection Agency reports to Congress on the adverse effects of such disposal on the marine environment as compared with the adverse effects of land disposal and Congress authorizes such disposal; or unless the Environmental Protection Agency determines that the proposed disposal is only for purposes of research on the effects of low-level radiation on the marine environment.

Page 8246

(18) McClure unprinted amendment No. 897, providing that enactment of the Act shall be construed in any Federal, State and local administrative or judicial proceeding to satisfy any legal or statutory requirement, notwithstanding any other provision of law, (1) for the existence of and the approval of the United States of a demonstrated technology or means for the disposal of spent fuel and high-level nuclear waste, and (2) for assurance of the safe disposal of spent fuel and high-level nuclear waste and the scheduled availability of storage and disposal facilities for high-level nuclear waste.

Page 8261

(19) McClure unprinted amendment No. 898, prohibiting the Nuclear Regulatory Commission from considering the reduction or cessation of nuclear power plant operations as an alternative to expanding or adding spent fuel storage capacity at a reactor site.

Page 8261

(20) McClure unprinted amendment No. 899, revising the requirements for contractual commitments of the Federal Governments with owners of spent fuel or high-level waste generated from civilian nuclear activities.

Page 8261

Rejected:

(1) Proxmire Amendment No. 1394, to permit States to block a waste disposal site. (By 70 yeas to 19 nays, Senate tabled the amendment.)

Page 8201

(2) Cannon Amendment No. 1395, to strengthen the role of affected States and Indian Tribes in the location of storage sites for nuclear waste within such States or Indian lands. (By 52 yeas to 40 nays, Senate tabled the amendment.)

Page 8206

(3) Thurmond unprinted amendment No. 886, to strike sections which authorize a Federal program to provide away-from-reactor (AFR), interim storage of commercial spent fuel. (By 47 yeas to 43 nays, Senate tabled the amendment. By 46 yeas to 43 nays, Senate tabled a motion to reconsider the previous vote.)

Page 8224

(4) Stennis unprinted amendment No. 893, to require the Secretary of Energy to identify and recommend to the President, using the results of the national site survey, at least four sites determined to be suitable for site characterization for the selection of repositories. (By 63 yeas to 27 nays, Senate tabled the amendment.) Page 8243

(5) Cochran unprinted amendment No. 896, to require the Secretary of Energy to include at least one granite site among the first three sites he identifies and recommends to the President for site characterization and to make such adjustments in rates as are necessary in the administration of the Act to satisfy the requirement. (By 83 yeas to 5 nays, Senate tabled the amendment.) Page 8257

Pages 8200–8264, 8276–8287

**Nominations:** Senate received the following nominations:

Andrew E. Gibson, and William W. Watkin, Jr., both of New Jersey, each to be a Member of the Board of the Panama Canal Commission.

Vice Admiral Sylvester R. Foley, Jr., U.S. Navy, designated for command and other duties of great importance and responsibility, to the grade of Admiral, while so serving.

Lt. General Jerome F. O'Malley, U.S. Air Force, assigned to a position of importance and responsibility, to the grade of General.

Page 8340

**Presidential Message:** Senate received the following message from the President:

Transmitting the 16th Annual Report of the National Endowment for the Humanities for Fiscal Year 1981. Referred to the Committee on Labor and Human Resources. (PM–132)

Pages 8302–8303

**Messages From the President:** Page 8302

**Messages From the House:** Page 8302

**Measures Referred:** Page 8302

**Measures Ordered Placed on Calendar:** Page 8302

**Statements on Introduced Bills:** Pages 8303–8315

**Amendments Submitted for Printing:** Pages 8316–8322

**Notices of Hearings:** Page 8323

**Committee Authority to Meet:** Page 8323

**Additional Statements:** Pages 8323–8339

**Nominations:** Page 8340

**Record Votes:** Eight record votes were taken today. (Total—93)

Pages 8202, 8209, 8237, 8238, 8253, 8260, 8275, 8276

Recess: Senate convened at 9 a.m., and recessed at 10:06 p.m., until 12 Noon, Monday, May 3, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on pages 8339–8340.)

## *Committee Meetings*

### INTELLIGENCE OVERVIEW

*Committee on Appropriations:* Subcommittee on Defense held closed hearings to review defense intelligence matters, receiving testimony from Admiral Bobby R. Inman, Deputy Director of Central Intelligence; John Koehler, Director, Intelligence Community Staff; Lt. General James A. Williams, Director, Defense Intelligence Agency; and Lt. General Lincoln D. Faurer, Director, National Security Agency.

Subcommittee will meet again on Wednesday, May 5.

### APPROPRIATIONS—FOSSIL ENERGY

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for fossil research, development, and construction of the Department of Energy, receiving testimony from Jan W. Mares, Assistant Secretary of Energy for Fossil Energy.

Subcommittee will meet again on Tuesday, May 4.

### APPROPRIATIONS—TRANSPORTATION

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for certain programs of the Department of Transportation, receiving testimony from numerous public witnesses.

Hearings continue on tomorrow.

### APPROPRIATIONS—EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of Education, receiving testimony from Terrell H. Bell, Secretary of Education.

Subcommittee will meet again Monday, May 3.

### APPROPRIATIONS—INTERNATIONAL SECURITY ASSISTANCE

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for international security assistance programs, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology.

### FORMER MILITARY SPOUSES

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on S. 1814, providing for the rights of former spouses to military retirement pay and health care protection, receiving testimony from Lt. Gen. Andrew P. Iosue, Deputy Chief of Air Force Staff for Manpower and Personnel; Lt. Gen. Edward J. Bronars, Deputy Chief of Marine Corps Staff for Manpower; and Vice Adm. Lando W. Zech, Jr., Deputy Chief of Naval Operations, (Manpower, Personnel and Training); and Maj. Gen. William Webb, Assistant Deputy Chief of Army Staff for Manpower and Personnel.

Hearings were recessed subject to call.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee resumed markup of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon, and will meet again on Tuesday, May 4.

## BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following bills:

S. 2301, authorizing funds for railroad safety activities of the Federal Railroad Administration, with an amendment in the nature of a substitute (as approved by the committee, the bill authorizes $29.3 million for fiscal year 1983, $31.4 million for fiscal year 1984, and a two year authorization of $2.7 million for fiscal year 1983 and $2.9 million for fiscal year 1984 for State participation programs);

S. 2430, authorizing $100 million for fiscal year 1983 for railroad rehabilitation and improvement financing, with an amendment in the nature of a substitute; and

H.R. 3126, providing for the documentation of certain vessels operated by the U.S. Coast Guard as vessels of the United States entitled to engage in the coastwise trade, with an amendment in the nature of a substitute.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on Tuesday, May 4.

## GLOBAL—U.S. STRATEGY

*Committee on Foreign Relations:* Committee held hearings to review capabilities of U.S Armed Forces to carry out U.S. foreign policy commitments and treaty obligations, receiving testimony from Caspar W. Weinberger, Secretary of Defense.

Hearings were recessed subject to call.

## RADIATION PROTECTION MANAGEMENT

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes held hearings on S. 2284, providing protection to workers, the general public, and the environment from harmful radiation exposure by establishing Federal advisory bodies to provide mechanisms for effective coordination among various Federal agencies involved in radiation protection activities, receiving testimony from J. Dexter Peach, Director, Energy and Minerals Division, General Accounting Office; Edward N. Brandt, Assistant Secretary of Health and Human Services for Health; David E. Patterson, Director, Operational Safety, Office of Deputy Assistant Secretary of Energy for Environment, Safety and Health; Gordon Burley, Director, Office of Radiation Programs, Environmental Protection Agency; Lt. Col. Carl N. Stroud, Office of Biomedical Advisor, Defense Nuclear Agency, Department of Defense; Robert B. Minoque, Director, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission; Warren K. Sinclair, National Council on Radiation, and Robert Alvarez, Environmental Policy Center, both of Washington, D.C.; Lionel Lewis, Duke Power Company, Atomic Industrial Forum, Bethesda, Maryland; and Hayward Shealy, South Carolina Department of Health and Environmental Control, Columbia.

Hearings were recessed subject to call.

## RESOLUTIONS—VOTING RIGHTS

*Committee on the Judiciary:* Committee ordered favorably reported the following resolutions:

S.J. Res. 131, designating the week of June 14 through 20, 1982, as "National Theatre Week";

S.J. Res. 160, designating July 9, 1982, as "National P.O.W.-M.I.A. Recognition Day";

S.J. Res. 182, designating January 1983 as "National Snowmobiling Month";

S.J. Res. 189, designating May 25, 1982, as "Missing Children Day"; and

S. Con. Res. 82, expressing the sense of the Congress that the people of the U.S. should observe the month of May 1982 as "Older Americans Month."

Also, committee continued consideration of S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965, but did not complete action thereon, and will meet again on Tuesday, May 4.

## AMVETS/MILITARY ORDER OF THE PURPLE HEART

*Committee on Veterans' Affairs:* Committee held hearings to receive legislative recommendations for fiscal year 1983 from officials of AMVETS and the Military Order of the Purple Heart. Testimony was received from Commander Donald R. Russell, Mt. Vernon, Illinois, on behalf of AMVETS, and Duane T. Brigstock, Battle Creek, Michigan, National Commander, on behalf of the Military Order of the

Purple Heart, both of whom were accompanied by associates.

Committee will meet again on Wednesday, May 5.

### INDIAN ECONOMIC DEVELOPMENT ISSUES

*Select Committee on Indian Affairs:* Committee concluded oversight hearings on current economic development policies and issues as they affect Indians, after receiving testimony from Alan R. Parker, Karl A. Funke and Associates, and Conley Ricker, both on behalf of the American Indian National Bank, Washington, D.C.; Joe DeLaCruz, Quinault Indian Nation, Taholah, Washington, Joe Baca, Tewa and Santa Clara Pueblo Tribes, Santa Clara, New Mexico, Robert McLaughlin, Standing Rock Sioux Indian Tribe, Fort Yates, North Dakota, and Ted Bryant, Deloit, Haskins and Sells, Denver, Colorado, all on behalf of the National Congress of American Indians; Harry Early, Laguna Pueblo, New Mexico, Ronald Guiterez, Spokane Indian Tribe, Spokane, Washington, and Caleb Shields, Fort Peck Indian Community, Fort Peck, Montana, all on behalf of the Council of Energy Resource Tribes; and Phillip Martin and Ernest Tiger, both of the Mississippi Choctaw Indian Tribe, Philadelphia, and Charles Trimble, Charles Timble Co., Washington, D.C., all on behalf of the National Tribal Chairman's Association.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 37 public bills, H.R. 6211–6247; 2 private bills, H.R. 6248 and 6249; and 12 resolutions, H.J. Res. 467–471, H. Con. Res. 322–324, and H.Res. 443–446 were introduced.

Pages 8191–8193

**Bills Reported:** Reports were filed as follows:

H.R. 4441, to amend title 17 of the United States Code with respect to the fees of the Copyright Office, amended (H. Rept. 97–494);

H.R. 3530, to amend the copyrights laws to strengthen the laws against record, tape, and film piracy and counterfeiting, amended (H. Rept. 97–495);

H.R. 4613, Debt Collection Act of 1981, amended (H. Rept. 97–496); and

H.R. 6094, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1983, amended (H. Rept. 97–497).

Page 8191

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 8148

**American Folklife Center:** The Speaker appointed Dr. Jeanne Guillemin as a member from private life to the Board of Trustees of the American Folklife Center in the Library of Congress for a term ending March 3, 1988.

Page 8153

**Presidential Message—Humanities:** Received and read a message from the President wherein he transmits the 16th annual report of the National Endowment for the Humanities for fiscal year 1981—referred to the Committee on Eduation and Labor.

Page 8153

**Fossil Energy Deferral Disapproval:** House agreed to H. Res. 411, to disapprove the deferral.

Pages 8153–8155

**Late Reports:** Committee on Ways and Means received permission to have until midnight tonight to file reports on H.R. 4613, Debt Collection Act of 1981; and H.R. 6094, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1983.

Page 8155

**Intelligence Identities Protection:** The Speaker appointed Representative Young of Florida as a conferee in the conference on H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources; vice Representative Ashbrook, deceased.

Page 8157

**Reclamation Safety of Dams:** By a yea-and-nay vote of 335 yeas to 9 nays, Roll No. 56, the House passed H.R. 3208, to amend the Reclamation Safety of Dams Act of 1978.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

A technical amendment;

An amendment that provides for reimbursement of the costs of safety modifications (agreed to by a recorded vote of 212 ayes to 140 noes, Roll No. 55); and

An amendment that permits the Secretary to consider alternative approaches to dam safety.

H. Res. 438, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 343 yeas to 5 nays, Roll No. 54.

Pages 8156–8171

**Solidarity Sunday:** House agreed to H. Res. 420, to express the sense of the House of Representatives concerning "Solidarity Sunday". Pages 8175-8176

**Adjournment:** Met at 11 a.m. and adjourned at 3:58 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURES

*Committee on Agriculture:* Ordered reported the following bills: H.R. 2035, amended, to authorize certain employees of the Department of Agriculture to carry firearms in the performance of their duties; H.R. 3863, amended, to amend the Poultry Products Inspection Act to increase the number of turkeys which may be slaughtered and processed without inspection under such act; H.R. 4347, amended, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power.

The Committee began markup of H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act.

Will continue May 4.

### NUTRITION ASSISTANCE

*Committee on Agriculture:* Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on H. Res. 423, expressing the sense of the House of Representatives that the Commonwealth of Puerto Rico should amend its plan submitted under the Food Stamp Act of 1977 to provide assurance that any assistance provided under such plan will be used only to purchase food. Testimony was heard from public witnesses.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies continued hearings on National Aeronautics and Space Administration. Testimony was heard from James M. Beggs, Administrator, NASA.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the National Endowment for the Humanities. Testimony was heard from William J. Bennett, Chairman, National Endowment for the Humanities.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education continued to hear testimony from Members of Congress and public witnesses.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation continued hearings on Urban Mass Transportation Administration. Testimony was heard from Arthur E. Teele, Jr., Administrator, Urban Mass Transportation Administration, Department of Transportation.

### TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held hearing on Executive Residence and Official Residence of the Vice President. Testimony was heard from departmental witnesses.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from the following former members of the Joint Chiefs of Staff: Gen. Harold K. Johnson, USA (Ret.); Gen Curtis E. LeMay, USAF (Ret.); Gen. John D. Ryan, USAF (Ret.); Gen. Louis H. Wilson, USMC (Ret.) and Gen. Wallace M. Greene, Jr., USMC (Ret.).

Hearings continue May 5.

### MILITARY PAY

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation held a hearing on military pay legislation. Testimony was heard from Lawrence J. Korb, Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense.

### DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems concluded hearings in executive session on H.R. 6151, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983. Testimony was heard from Adm. Kinnaird R. McKee, Deputy Assistant Secretary for Naval Reactors, Department of Energy.

### OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage continued hearings on H.R. 6058, Olympic Coin Act of 1982 and H.R. 6069, Olympic Commemorative

Silver Dollar Act. Testimony was heard from Angela Buchanan, Treasurer of the United States.

Hearings continue May 11.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued markup of the Housing and Community Development Amendments of 1982.

## VOCATIONAL EDUCATIONAL ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on reindustrialization. Testimony was heard from public witnesses.

Hearings continue May 5.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

## TOURISM AND TRAVEL ADMINISTRATION

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation, and Tourism approved for full committee action a clean bill to be introduced providing authorization of appropriations for the Tourism and Travel Administration.

## EXPORT TRADING COMPANY ACT; FALKLAND ISLANDS; FOREIGN ASSISTANCE PROGRAMS

*Committee on Foreign Affairs:* Ordered reported the following measures: H.R. 1799, amended, the Export Trading Company Act of 1981 and H. Res. 441, with respect to the Falkland Islands.

The Committee also concluded hearings on foreign aid programs. Testimony was heard from Representative Breaux and public witnesses.

## FOREIGN ASSISTANCE—AFRICA

*Committee on Foreign Affairs:* Subcommittee on Africa approved for full Committee action fiscal year 1983 foreign assistance recommendations for Africa.

## PIRACY

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on the Piracy in the Gulf of Thailand: A Crisis for the International Community. Testimony was heard from Ambassador Richard Vine, Director, Bureau for Refugee Programs, Department of State and public witnesses.

## DEVELOPMENTS IN EUROPE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in Europe. Testimony was heard from the following officials of the Department of State: Robert D. Hormats, Assistant Secretary, Bureau of Economic and Business Affairs and John Scanlan, Deputy Assistant Secretary, Bureau of European Affairs.

## CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs concluded joint hearings on H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin. Testimony was heard from public witnesses.

## FOREIGN INVESTMENT IN THE UNITED STATES

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs began markup of H. Res. 433, to authorize the disclosure of certain classified documents relating to foreign investment in the United States.

Will continue May 6.

## INTERNATIONAL COMMUNICATIONS

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on International Communications Oversight. Testimony was heard from Kalmann Schaefer, Assistant to the Chairman for International Communications, FCC; Bernard Wunder, Assistant Secretary for Communications and Information, Department of Commerce and Matthew Scocozza, Deputy Assistant Secretary for Transportation and Telecommunications Affairs, Department of State.

## INDIAN HOUSING

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 5988, Indian Housing Act of 1982. Testimony was heard from public witnesses.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on implementation of the Alaska National Interest Lands Conservation Act of 1979. Testimony was heard from Cecil D. Andrus, former Secretary of the Interior and public witnesses.

Hearings continue tomorrow.

## FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines (Abscam). Testimony was heard from William H. Webster, Director, FBI, Department of Justice.

## CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 1647, and related bills, Criminal Code Revision Act of 1981, with emphasis on preventive detention. Testimony was heard from public witnesses.

Hearings continue May 4.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on maritime matters. Testimony was heard from John M. Fowler, General Counsel, Department of Transportation and public witnesses.

Hearings continue May 6.

## DEPARTMENT OF TRANSPORTATION AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine approved for full Committee action as amended H.R. 5723, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983.

## LABOR-MANAGEMENT IMPASSE PROCEDURES

*Committee on Post Office and Civil Service:* Subcommittee on Investigations continued hearings on Federal labor-management impasse procedures. Testimony from Robert Harris, member, National Mediation Board and from the following officials of the TVA: James D. Pullin, Chief, Trades and Labor Contract Administration and Herbert S. Sanger, General Counsel.

Hearings continue May 4.

## ECONOMIC DEVELOPMENT ACT AMENDMENTS

*Committee on Public Works and Transportation:* Subcommittee on Economic Development and the Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs concluded joint hearings on H.R. 6100, and related bills, to amend the Public Works and Economic Development Act of 1965, as amended, and the Appalachian Regional Development Act. Testimony was heard from Representatives Alexander, McDade, Ford of Tennessee, Lundine, Emery and Mitchell of New York.

## HIGHWAY LEGISLATION

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation continued hearings on legislative proposals for meeting highway, highway safety, and public mass transportation program needs. Testimony was heard from Representatives Gejdenson, Barnes and Rhodes and public witnesses.

Hearings continue May 4.

## NATIONAL ENGINEERING AND SCIENCE MANPOWER ACT

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology concluded hearings on H.R. 5254, National Engineering and Science Manpower Act. Testimony was heard from Charles Robb, Governor, State of Virginia; Douglas Pewitt, representing the Office of Science Technology Policy and public witnesses.

## FAA NATIONAL AIR SPACE SYSTEM PLAN

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation, and Materials continued hearings on FAA National Air Space System Plan. Testimony was heard from Maj. Gen. Richard A. Burpee, Director, Operations for the Deputy Chief of Staff (Plans and Operations), USAF, Department of Defense; Dr. John McLucas, Chairman, Office of Technology Assessment Conference on National Air Space Plan; Dr. John Andelin, Assistant Director, Science, Information and Natural Resources Division, Office of Technology Assessment and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Small Business:* Subcommittee on SBA and SBIC Authority, Minority Enerprise and General Small Business Problems continued hearings on the following bills: H.R. 5551, to amend section 8(e) of the Small Business Act to improve small business access to Federal procurement information; H.R. 6086, to amend the Small Business Act and the Small Business Investment Act of 1958; H.R. 5953, to amend the Small Business Act, and Labor Surplus Direct Loan legislation. Testimony was heard from James Sanders, Director, SBA.

## VETERANS' PROGRAMS

*Committee on Veterans' Affairs:* Held a hearing on legislative programs of AMVETS and Military Order of the Purple Heart. Testimony was heard from Donald R. Russell, National Commander, AMVETS and Duane T. Brigstock, National Commander, Military Order of the Purple Heart.

# *Joint Meetings*

## ECONOMICS OF AGRICULTURE

*Joint Economic Committee:* Subcommittee on Agriculture and Transportation continued hearings to review the economic status of the agriculture indusnominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee held hearings on proposed authorizations for fiscal year 1983 for the Department of Defense, focusing on airlift programs, receiving testimony from Frank C. Carlucci III, Deputy Secretary of Defense; General Lew Allen, Jr., Chief of Air Force Staff; General Edward C. Meyer, Chief of Army Staff; and General P. X. Kelley, Assistant Commandant, United States Marine Corps.

Hearings were recessed subject to call.

## AUTHORIZATIONS—NOAA

*Committee on Commerce, Science, and Transportation:* Committee held hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Oceanic and Atmospheric Administration, Department of Commerce, receiving testimony on environmental satellite services from Anthony J. Calio, Deputy Administrator, John H. McElroy, Assistant Administrator for Satellites, and Margaret E. Courain, Acting Director, Environmental Data and Information Service, all of the National Oceanic and Atmospheric Administration.

Hearings continue on Wednesday, April 21.

## AUTHORIZATIONS—NATIONAL SCIENCE FOUNDATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Science Foundation, after receiving testimony on insufficient pre-college science and math education in America, shortages of college engineering faculty and graduates, obsolete facilities for basis research at universities, and NSF programs for social and economic research from Sarah E. Klein, Norwalk, Connecticut, Mary Beavis, Albuquerque, New Mexico, and Bill G. Aldridge, Washington, D.C., all on behalf of the National Science Teachers Association; Robert Park, University of Maryland, College Park, representing the National Research Council; F. Thomas Juster, University of Michigan, Ann Arbor, representing the Consortium of Social Science Associations; Franklin A. Lindsay, Lexington, Massachusetts, representing the Committee for Economic Development; and Francis E. Reese, Sr., Monsanto Company, St. Louis, Missouri, representing the National Society of Professional Engineers.

## PUBLIC UTILITIES

*Committee on Energy and Natural Resources:* Subcommittee on Energy Regulation held hearings on S. 1885, to place electric utilities, including members of registered holding company systems, on the same basis as nonutilities to encourage their investment in cogeneration and small power production facilities, and S. 1966, eliminating the unnecessary paperwork and reporting requirements contained in the Public Utility Regulatory Policies Act of 1978, after receiving testimony from J. Hunter Chiles III, Director, Office of Policy, Planning and Analysis, Department of Energy; C. M. Butler III, Chairman, Federal Energy Regulatory Commission; Ralph Mitchell, Arkansas Power and Light Company, Little Rock, Frederic E. Greenman, New England Power Company, Westborough, Massachusetts, and Steve C. Schaeffer, Houston Lighting and Power Company, Houston, Texas, all on behalf of the Edison Electric Institute; Susan M. Shanaman, Pennsylvania Public Utility Commission, Harrisburg, on behalf of the National Association of Regulatory Utility Commissioners; William Nicholson, Potlach Corporation, San Francisco, California, on behalf of the American Paper Institute; Robert L. Jamison, Weyerhaeuser Company, Takoma, Washington, on behalf of the Council of Industrial Boiler Owners; Michael J. Zimmer, on behalf of the Cogeneration Coalition, Incorporated, Washington, D.C., and Peter W. Brown, Energy Law Institute, Concord, New Hampshire.

## NOMINATIONS

*Committee on Energy and Natural Resources:* On Friday, April 16, Committee concluded hearings on the nominations of Samuel K. Lessey, Jr., of New Hampshire, to be Inspector General, and Robert W. Gambino, of Virginia, to be Deputy Inspector General, both of the U.S. Synthetic Fuels Corporation, after the nominees testified and answered questions in their own behalf. Mr. Gambino was introduced by Senator Warner and Mr. Lessey was introduced by Senators Humphrey and Matsunaga.

## AUTHORIZATIONS—ENDANGERED SPECIES

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution held hearings on S. 2309, authorizing funds through fiscal year 1985 to provide protection for endangered and threatened species of plants and animals, receiving testimony from G. Ray Arnett, Assistant Secretary, and Ron Lambertson, professional staff member, both of the Bureau for Fish, Wildlife and Parks, Department of the Interior; William Stevenson, Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce; David Colson, Assistant Legal Advisor, Oceans, International Environmental and Scientific Affairs, Department of State; William S. Huey, New Mexico Natural Resources Department, Santa Fe, representing the International Association of Fish and Wildlife Agencies; William D. Blair, Jr., The Nature Conservancy, and Stephen Boynton, American Fur Resources Institute, both of Arlington, Virginia; and Lonnie Williamson, Wildlife Management Institute, Faith Campbell, Natural Resources Defense Council, John Grandy, The Humane Society of the United States, Christine Stevens, Society for Animal Protective Legislation, and Duane Smelser, Safari Club International, all of Washington, D.C.

Hearings continue on Thursday, April 22.

### AUTHORIZATIONS—ICA

*Committee on Foreign Relations:* Committee concluded hearings on S. 2290, authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for international communication and educational and cultural exchange programs of the International Communication Agency, after receiving testimony from Charles Z. Wick, Director, ICA, who was accompanied by several of his associates.

### FOREIGN ASSISTANCE

*Committee on Foreign Relations:* On Friday, April 16, the committee continued hearings on S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, focusing on assistance to Africa, receiving testimony from Chester Crocker, Assistant Secretary of State for African Affairs; F. S. Ruddy, Assistant Administrator for Africa, Agency for International Development; and Col. William Dillard, Chief, Europe/Africa Division, Defense Security Assistance Agency, Department of Defense.

Hearings continue on Monday, April 26.

### ADOLESCENT SEXUAL RELATIONS

*Committee on Labor and Human Resources:* Subcommittee on Aging, Family and Human Services concluded oversight hearings on Title X of the Public Health Service Act, relating to health aspects of adolescent sexual relations, after receiving testimony from Herbert Ratner, Child and Family Quarterly, Oak Park, Illinois; Adele Hofmann, New York University Medical Center, New York City; John Hillabrand, Ob/Gyn, Toledo, Ohio; Pradodh Gupta, Johns Hopkins Hospital, Baltimore, Maryland; Naomi Chamberlain, Chamberlain and Associates, Inc., Washington, D.C., and Ray Short, University of Wisconsin, Platteville.

### AMERICAN PRODUCTIVITY

*Committee on Labor and Human Resources:* On Friday, April 16, the Subcommittee on Employment and Productivity resumed hearings on productivity in the American economy, focusing on the Justice Department's antitrust enforcement policies and how those policies relate to economic productivity, receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Rudolph G. Penner, American Enterprise Institute, and Elmer B. Staats, Harry Truman Scholarship Foundation, both of Washington, D.C.; Robert B. Shapiro, G. D. Searle Drug Company, Skokie, Illinois; Michael J. Boskin, National Bureau of Economic Research/Stanford University, Palo Alto, California; Michael D. Rose, Holiday Inns, Inc., Memphis, Tennessee; and Alan K. Campbell, ARA Services, Inc., Philadelphia, Pennsylvania.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Tuesday, April 20.

## *Committee Meetings*

### OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held an oversight hearing on the Department of Energy and its enforcement program. Testimony was heard from Rayburn Hanzlik, Administrator, Economic Regulatory Administration and from other representatives of the Department of Energy and Susan Herdina, Special Assistant to the Assistant Attorney General, Civil Division, Department of Justice.

### SELF-EMPLOYED INDIVIDUALS

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on the deductibility of certain expenses incurred by self-employed individuals. Testimony was heard from Roscoe Egger, Jr., Commissioner, Internal Revenue Service and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, April 20, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 7059–7119*

**Bills Introduced:** Seven bills and four resolutions were introduced, as follows: S. 2398–2404, S.J. Res. 1885, and S. Res. 365–367.

Page 7091

**Bills Reported:** Reports were made as follows:

S. 2272, authorizing funds to establish a Technical Information Clearinghouse Fund (S. Rept. No. 97–335).

S. 2273, authorizing funds for fiscal year 1983 for programs of the Earthquake Hazards Reduction Act (S. Rep. 97-336).

Page 7091

**Measures Passed:**

*Committee Assignments—Majority:* Senate agreed to S. Res. 365, modifying paragraph 2 of Rule XXV of the Standing Rules of the Senate for the balance of the 97th Congress and assigning Senator Brady as a member of the Committee on Armed Services and the Committee on Banking, Housing and Urban Affairs.

Page 7086

*Committee Assignments—Minority:* Senate agreed to S. Res. 366, modifying paragraph 2 of Rule XXV of the Standing Rules of the Senate for the balance of the 97th Congress and assigning Senator Matsunaga as a member of the Committee on Labor and Human Resources, Senator Sasser as a member of the Committee on Banking, Housing and Urban Affairs, and Senator Inouye as a member of the Committee on Rules and Administration.

Pages 7086-7087

*Anniversary of Knights of Columbus:* Senate passed S.J. Res. 167, commemorating the 100th Anniversary of the Knights of Columbus.

Page 7087

*National Small Business Week:* Senate passed S.J. Res. 180, designating the week of May 9 through 15, 1982, as "National Small Business Week."

Pages 7087-7088

*Native American Day:* Senate passed S.J. Res. 184, designating January 28, 1983, as "Native American Day."

Page 7088

*National Cystic Fibrosis Week:* Senate passed S.J. Res. 186, designating the week of September 19 through 25, 1982, as "National Cystic Fibrosis Week."

Page 7088

*International Franchise Day:* Senate agreed to S. Res. 299, designating May 4, 1982, as "International Franchise Day."

Pages 7088-7089

**Oath of Office:** The oath of office was administered to Senator Nicholas F. Brady, of New Jersey.

Page 7064

**Broadcasting of Senate Chamber Proceedings:** By 47 yeas to 51 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

Page 7065

A third motion to close further debate on the resolution was entered, and, in accordance with Senate Rule XXII, a vote on such motion will occur on Thursday, April 22.

Page 7065

Senate continued consideration of the resolution and, by 46 yeas to 51 nays, rejected Randolph Amendment No. 1244, to amend Rule XII of the Standing Rules of the Senate so that, when yeas and nays are ordered, each Senator shall vote from the assigned desk of the Senator.

Pages 7085-7086

Senate will continue consideration of the resolution and amendments proposed thereto on Wednesday, April 22. At 2:45 p.m., a cloture vote on the resolution will occur, with the required quorum call having been waived.

Page 7086

Pages 7065-7066, 7085-7086

**Confirmations:** Senate confirmed the following nominations:

Joseph R. Wright, Jr., of New York, to be Deputy Director of the Office of Management and Budget.

William T. Hart, to be U.S. District Judge for the Northern District of Illinois.

John A. Nordberg, to be U.S. District Judge for the Northern District of Illinois.

Walter E. Black, Jr., to be U.S. District Judge for the District of Maryland.

Michael A. Telesca, to be U.S. District Judge for the Western District of New York.

4 Navy nominations in the grade of Commodore.

1 Air Force nomination in the grade of General.

1 Marine Corps nomination in the grade of General.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

Page 7118

**Communications:** Pages 7089-7091

**Statements on Introduced Bills:** Pages 7091-7095

**Amendments Submitted for Printing:** Pages 7098-7099

**Committee Authority To Meet:** Page 7100

**Additional Statements:** Pages 7100-7117

**Confirmations:** Page 7118

**Quorum Call:** One quorum call was taken today. (Total—30)

Page 7065

**Record Votes:** Two record votes were taken today. (Total—82)

Pages 7065, 7085-7086

**Recess:** Senate convened at 10:30 a.m., and recessed at 4:54 p.m., until 10:30 a.m., on Wednesday, April 21, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 7118.)

## *Committee Meetings*

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1983 for programs administered by the Department of Agriculture, after receiving testimony from numerous public witnesses.

### APPROPRIATIONS—EPA

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Environmental Protection Agency from Ann M. Gorsuch, Administrator, and John Hernandez, Deputy Administrator, both of the EPA; Henry Eschwege, Director, General Accounting Office.

Subcommittee will meet again on Tuesday, April 27.

### APPROPRIATIONS—LABOR

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for activities of the Office of the Secretary of Labor, receiving testimony from Senator Levin; and Raymond J. Donovan, Secretary of Labor.

Subcommittee will meet again on tomorrow.

### AUTHORIZATIONS—MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Construction continued joint hearings with the Committee on Appropriations Subcommittee on Military Construction on S. 2205, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, and S. 1990, revising certain provisions of law relating to military construction and military family housing, receiving testimony from Brig. General Norman G. Delbridge, Jr., Assistant Chief of Army Engineers; Brig. General Carl D. McIntosh, Deputy Chief of Army Reserves; Brig. General Herbert R. Temple, Jr., Deputy Director, Army National Guard; Major General Niles J. Fulwyler, Director, Nuclear and Chemical Directorate, Office of the Deputy Chief of Army Staff for Operations and Plans; and Cecil Richardson, Director, Systems Technology Programs, BMD Program, Department of the Army.

Joint hearings continue on tomorrow.

### DEFENSE PRODUCTION ACT

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on S. 2375, extending through September 30, 1987, the Defense Production Act, providing availability of authorities necessary to continue improvement in United States' ability to mobilize resources in times of national emergency, after receiving testimony from Lawrence Brady, Assistant Secretary of Commerce for Trade Administration; General Lewis O. Giuffrida, Director, Federal Emergency Management Agency; John D. Morgan, Chief Staff Officer, Bureau of Mines, Department of the Interior; and Richard Donnelly, Director, Industrial Resources, Office of Research and Engineering, Department of Defense.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nominations of James G. Stearns, of Nevada, and James W. Fuller, of California, each to be a Director of the Securities Investor Protection Corporation, after the nominees testified and answered questions in their own behalf.

### AUTHORIZATIONS—MARITIME PROGRAMS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Merchant Marine concluded hearings on S. 2336, authorizing funds for fiscal year 1983 for maritime programs of the Department of Transportation, and proposed legislation authorizing funds for the Federal Maritime Commission, after receiving testimony from Admiral Harold E. Shear, Maritime Administrator, Department of Transportation; Alan Green, Jr., Chairman, James K. Cooper, Managing Director, Frederick F. Trutkoff, Director of Budget and Financial Management, and Robert Bourgoin, Deputy General Counsel, all of the Federal Maritime Commission; Admiral J. L. Holloway, III, Council of American-Flag Ship Operators, J. William Charrier, Jr., Delta Steamship Lines, Edwin M. Hood, Shipbuilders Council of America, Ben E. Fellows, Mike Sclar, and Thomas Mills, all on behalf of the Committee for Title XI Vessel Financing, and Frank Drozak, Seafarers International Union, all of Washington, D.C.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee began consideration of the following business items:

S. 835, providing for the sale to a named individual not more than ten acres of land from certain public lands in Fairbanks Meridian, Alaska;

S. 982, providing for the conveyance to adjacent landowners, all non-mineral interest of the U.S. in certain tracts of Federal land adjacent to Lake Shore Drive, Lake Lowell, Boise project, Idaho;

H.R. 2475, providing for the withdrawal of certain described lands from the operation of the general public land laws to protect the watershed supplying water to Los Angeles;

S. 1660, validating certain oil placer claims in Hot Springs County, Wyoming;

S. 1867, increasing the acreage limitations and abolishing the residency requirements of the Federal reclamation laws; and

The nominations of Samuel K. Lessey, Jr., of New Hampshire, to be Inspector General, and Robert W. Gambino, of Virginia, to be Deputy Inspector General, both of the U.S. Synthetic Fuels Corporation.

Committee did not complete action on the aforementioned business items, and will continue tomorrow.

## AUTHORIZATIONS—DISASTER RELIEF/FEMA

*Committee on Environment and Public Works:* Subcommittee on Regional and Community Development held hearings on S. 2250, authorizing funds for fiscal years 1983, 1984, and 1985 for programs of the Disaster Relief Act, for administrative expenses of the Federal Emergency Management Agency, and restricting the long-range response and recovery provisions of the Act to natural catastrophes, receiving testimony from Lee M. Thomas, Associate Director, and Craig Annear, Assistant General Counsel, both of the Federal Emergency Management Agency; Lowell Dodge, Associate Director, and Ron Wood and John Pennington, both professional staff members, all of the General Accounting Office; Nolan Jones, on behalf of the National Governors Association, Washington, D.C.; and Robert S. Wilkerson, Florida Bureau of Disaster Preparedness, Tallahassee, on behalf of the National Emergency Management Association.

Hearings were recessed subject to call.

## CUBA

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on Cuban matters from officials of the Central Intelligence Agency, but made no announcements, and recessed subject to call.

## CENTRAL AMERICA/CARIBBEAN

*Committee on Foreign Relations:* Committee held hearings to review U.S. policy in Central America and the Caribbean, focusing on proposed authorizations for fiscal year 1983 for the Caribbean Basin Initiative and security assistance programs, receiving testimony from Stephen W. Bosworth, Deputy Assistant Secretary of State for Inter-American Affairs.

Hearings were recessed subject to call.

## CONSUMER PRICE INDEX

*Committee on Governmental Affairs:* Subcommittee on Congressional Operations and Oversight held oversight hearings on the use of the Consumer Price Index as a measurement of inflation for the purposes of calculating cost-of-living increases for all indexed programs, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor; Alice M. Rivlin, Director, and Joseph J. Minarik, Deputy Assistant Director, Tax Analysis, both of the Congressional Budget Office; Harry S. Havens, Assistant Comptroller General, General Accounting Office; Irving F. Leveson, The Hudson Institute, Arlington, Virginia; Alan S. Blinder, Princeton University, Princeton, New Jersey; Colonel George Hennrikus, The Retired Officers Association, Alexandria, Virginia; Geoffrey H. Moore, Center for International Business Cycle Research, Rutgers University, Newark, New Jersey; James A. Clifton, U.S. Chamber of Commerce, Rudolph A. Oswald, AFL-CIO, and Jim Hacking, American Association of Retired Persons, all of Washington, D.C.

Hearings were recessed subject to call.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

The nominations of Stanley I. Marcus, of Michigan, to be U.S. Attorney for the Southern District of Florida, Gary L. Richardson, to be U.S. Attorney for the Eastern District of Oklahoma, and John T. Callery, the be U.S. Marshal for the Western District of Tennessee; and

The following private relief bills: S. 198, S. 521, and S. 1569, each with an amendment in the nature of a substitute; S. 79, S. 275, S. 1092, S. 1330, S. 1523, and H.R. 1681, each with amendments; S. 1331, with an amendment; and S. 189, S. 222, S. 224, S. 1048, S. 1364, S. 1494, S. 1781, H.R. 1624, H.R. 1796, H.R. 1977, and H.R. 3478.

The committee indefinitely postponed action on the following private relief bills: S. 72, S. 143, S. 308, S. 345, S. 346, S. 347, S. 693, S. 735, S. 1177, S. 1255, and S. 1599.

Also, committee resumed consideration of S. 1030, revising certain provisions of the Gun Control Act (P.L. 90-618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences of Federal felonies committed with firearms or destructive devices, but did not complete action thereon, and will meet again tomorrow.

## RADIATION EXPOSURE COMPENSATION

*Committee on Labor and Human Resources:* Committee approved for reporting with an amendment in the nature of a substitute S. 1483, making the U.S. Government liable for damages to residents and participants arising from the fallout from certain atmospheric tests, establishing an advisory panel to study the adverse health effects, and transferring from the

Department of Energy all functions relating to research on the health effects of radiation to the Department of Health and Human Services.

## SMITHSONIAN INSTITUTION—AUTHORIZATIONS

*Committee on Rules and Administration:* Committee concluded hearings on S. 2102, authorizing funds to the Board of Regents of the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern art, S. 2390, authorizing funds for fiscal year 1983, 1984, and 1985 for the National Museum Act, and S. 2391, relating to the adjustment of the rate of interest paid on funds of the Smithsonian Institution deposited with the Treasury, after receiving testimony from S. Dillon Ripley, Secretary, Philip S. Hughes, Under Secretary, and Paul N. Perrot, Assistant Secretary for Museum Programs, all of the Smithsonian Institution. Testimony was also received on S. 2390 from Lawrence Reger, on behalf of the American Association of Museums, and Bonnie VanDorn, Association of Science-Tech Centers, both of Washington, D.C.

## AUTHORIZATIONS—INTELLIGENCE

*Select Committee on Intelligence:* Committee resumed closed markup of proposed legislation authorizing funds for fiscal year 1983 for the intelligence community, but did not complete action thereon, and will meet again on Tuesday, April 27.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 6109–6126; 1 private bill, H.R. 6127; and 6 resolutions, H.J. Res. 459 and 460, H. Con. Res. 310 and 311, and H. Res. 430 and 431 were introduced.

**Pages 7156–7157**

**Bill Reported:** One report was filed as follows: H.R. 6030, Department of Defense Authorization Act for fiscal year 1983, amended (H. Rept. 97–482, filed on April 13).

**Page 7156**

**Private Calendar:** On the call of the Private Calendar, the House took the following actions:

Passed and cleared for the President: S. 1093.

Passed and sent to the Senate, amended: H.R. 3592 and H.R. 828.

Passed over without prejudice: H.R. 1547, H.R. 1352, H.R. 1826, and H.R. 1830.

Recommitted to the Committee on the Judiciary: H.R. 1481 and H.R. 1344.

**Pages 7120–7121**

**VA–DOD Medical Sharing:** House agreed to the Senate amendments to the House amendments to S. 266, Veterans' Administration and Department of Defense Health Resources Sharing and Emergency Operations Act—clearing the measure for the President.

**Pages 7121–7130**

**Housing Act Amendment:** House voted to suspend the rules and pass H.R. 6038, to amend section 235 of the National Housing Act.

**Pages 7136–7137**

**Presidential Messages:** Read the following messages from the President:

*District of Columbia budget:* Message transmitting the 1983 budget of the District of Columbia—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–169); and

*Federal advisory committees:* Message transmitting the 10th annual report on Federal Advisory Committees—referred to the Committee on Government Operations.

**Page 7135**

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

**Page 7152**

**Adjournment:** Met at noon and adjourned at 1:55 p.m.

## *Committee Meetings*

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and Related Agencies heard testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Strategic Forces. Testimony was heard from Lt. Gen. Kelly Burke, USAF, Deputy Chief of Staff, Research Development and Acquisition and Dr. James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering.

Hearings continue tomorrow.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on National Commission on Liberties and Information Science and on ACTION. Testimony was heard from Charles Benton, Chairman, National Commission on Libraries and Information Science and Thomas W. Pauken, Director, ACTION.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction met in executive session to hold hearings on the Caribbean Basin and on security of nuclear weapons. Testimony was heard from Nestor D. Sanchez, Deputy Assistant Secretary of Defense (Inter-American Affairs) and Dr. Richard L. Wagner, Assistant to the Secretary of Defense for Atomic Energy.

The Subcommittee also held a hearing on fiscal year 1982 Program Supplemental, Pat Meehan, Acting Director Facility Requirements and Resources, Office of the Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on the Federal Aviation Administration. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation.

## MILITARY SEALIFT COMMAND/MILITARY TRAFFIC MANAGEMENT COMMAND MERGER

*Committee on Armed Services:* Subcommittee on Investigations and the Subcommittee on Seapower and Strategic and Critical Materials met in executive session to receive a joint briefing on the Military Sealift Command/Military Traffic Management Command merger. The Subcommittees were briefed by James N. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Maj. Gen. Click D. Smith, Jr., USAF, Deputy Director, Strategic Mobility, Office of the Joint Chiefs of Staff; George A. Sawyer, Assistant Secretary for Shipbuilding and Logistics, Department of the Navy; VAdm. Kent J. Carroll, Commander, Military Sealift Command, Department of the Navy and Maj. Gen. John D. Bruen, Commander, Military Traffic Management Command, Department of the Army.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

## FTC REAUTHORIZATION

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism continued hearings on FTC reauthorization. Testimony was heard from public witnesses.

## INTERNATIONAL NARCOTICS

*Committee on Foreign Affairs:* Held a hearing on International Narcotics, with emphasis on Domestic Impact. Testimony was heard from Dr. William Pollin, Director, National Institute on Drug Abuse, Department of Health and Human Services; Jim Smith, Attorney General, State of Florida; Daniel Courtenay, Chief of Organized Crime Bureau, Department of Police, New York City; Maurice Turner, Chief of Police, Washington, D.C.; Dr. Mel J. Riddile, Coordinator of Abuse Prevention, Fairfax County Schools and Dr. Walter Potter, President, National Association of Secondary School Principals.

Hearings continue tomorrow.

## ASSISTANCE REQUEST FOR AFRICA

*Committee on Foreign Affairs:* Subcommittee on Africa held a hearing on the President's fiscal year 1983 Assistance Request for Africa. Testimony was heard from the following officials of the Department of State: Chester Crocker, Assistant Secretary, Bureau of African Affairs and Peter Constable, Deputy Assistant Secretary for Near Eastern and South Asian Affairs and from the following officials of AID: Frank Ruddy, Assistant Administrator for Africa and Brandshaw Langmaid, Jr., Acting Assistant Administrator for Near East.

Hearings continue tomorrow.

## GLOBAL ENVIRONMENT

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations continued hearings to review the Global Environment 10 years after Stockholm (Part III). Testimony was heard from Richard Funkhouser, Director, Office of International Activities, EPA and public witnesses.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs held a hearing on foreign assistance legislation for fiscal year 1982: review of security assistance programs worldwide. Testimony was heard from public witnesses.

## PANAMA CANAL AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Panama Canal and Outer Continental Shelf held a hearing on legislation to authorize appropriations for the fiscal year beginning October 1, 1982, for maintenance and operation of the Panama Canal. Testimony was heard from William R. Gianelli, Assistant Secretary of the Army (Civil Works), Department of Defense and Dennis P. McAuliffe, Administrator, Panama Canal Commission.

## OVERSIGHT

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials and the Subcommittee on Science, Research and Technology held a joint oversight hearing on the National Materials and Minerals Policy, Research and Development Act of 1980 and also considered H.R. 4281, Critical Materials Act of 1981. Testimony was heard from Robert Wilson, Office of Strategic Materials, Department of Commerce; William Pendley, Deputy Assistant Secretary, Energy and Minerals, Department of the Interior; Richard Donnelly, Director, Industry Resources, Department of Defense; John M. Marcum, Assistant to the Director for Energy and Natural Resources, Office of Science and Technology Policy and public witnesses.

Hearings continue April 22.

### INTERNATIONAL TRADE COMMISSION; CUSTOMS SERVICE AND OFFICE OF TRADE REPRESENTATIVE AUTHORIZATION

*Committee on Ways and Means:* Subcommittee on Trade approved for full Committee action as amended H.R. 6094, to authorize appropriations for the U.S. International Trade Commission, the U.S. Customs Service, and the Office of the U.S. Trade Representative for fiscal year 1983.

## *Joint Meeting*

### IMMIGRATION REFORM

*Joint Hearing:* Senate Subcommittee on Immigration and Refugee Policy of the Committee on the Judiciary and House Subcommittee on Immigration, Refugees, and International Law of the Committee on the Judiciary concluded joint hearings on S. 2222 and H.R. 5872, bills revising and reforming U.S. immigration laws, after receiving testimony from Senator Huddleston; Representatives Chisholm and Santini; Resident Commissioner Corrada; William F. Smith, Attorney General, and Alan Nelson, Commissioner, Immigration and Naturalization Service, both of the Department of Justice; Malcolm Lovell, Under Secretary of Labor; Diego Asencio, Assistant Secretary of State for Consular Affairs; A. James Barnes, General Counsel, Department of Agriculture; Reverend Theordore Hesburgh, Notre Dame University, South Bend, Indiana; Lane Kirkland, AFL–CIO, and Robert T. Thompson, on behalf of the U.S. Chamber of Commerce, both of Washington, D.C.; Harvey Ruvin, Dade County Commissioner, Dade County, Florida; Deane Dana, Los Angeles County Board of Supervisors, and Russell Williams, Agricultural Producers, both of Los Angeles, California; Peter Mackauf, San Diego County Border Task Force, San Diego, California; Austin Fragomen, American Council on International Personnel, New York City; James G. Van Maren, on behalf of the California Chamber of Commerce, Sacramento; and Louie Welch, Houston Chamber of Commerce, Houston, Texas.

## *Wednesday, April 21, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 7242–7354*

**Bills Introduced:** Fifteen bills and five resolutions were introduced, as follows: S. 2405–2419, S.J. Res. 189–190, and S. Res. 368–370. **Page 7310**

**Bills Reported:** Reports were made as follows:

S. 2271, authorizing funds for fiscal year 1983 for the National Bureau of Standards, and the National Technical Information Service (S. Rept. No. 97–337).

S. 189, S. 222, S. 224, S. 1048, S. 1364, S. 1494, S. 1781, H.R. 1624, H.R. 1796, H.R. 1977, H.R. 3478, private relief bills (S. Rept. Nos. 97–338 through 97–348).

S. 198, S. 521, S. 1569, private relief bills, each with an amendment in the nature of a substitute (S. Rept. Nos. 97–349 through 97–351).

S. 1331, private relief bill, with an amendment (S. Rept. 97–352).

S. 79, S. 275, S. 1092, S. 1330, S. 1523, H.R. 1681, private relief bills, each with amendments (S. Rept. Nos. 97–353 through 97–358). **Pages 7310–7311**

### MEASURE AGREED TO:

*Broadcasting of Senate Chamber Proceedings:* Senate agreed to S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings, after agreeing to the following additional amendment proposed thereto:

By 95 yeas to 1 nay, Baker-Robert C. Byrd modified unprinted amendment No. 872, providing that the resolution shall become effective on the date on which the Senate agrees to a resolution which is hereby required to be reported by the Committee on Rules and Administration 60 days from adoption of this resolution containing such regulations and/or rules changes needed to implement television and/or radio coverage of the Senate. **Pages 7306**
**7300–7306**

**Joint Meeting—Queen of the Netherlands:** Senate held a joint meeting with the House of Representatives and received an address by Her Majesty Queen Beatrix of the Netherlands. **Page 7302**

**Confirmations:** Senate confirmed the following nominations:

Robert W. Merkle, Jr., to be U.S. Attorney for the Middle District of Florida.

James L. Fyke, to be U.S. Marshal for the Central District of Illinois.

Gary L. Richardson, to be U.S. Attorney for the Eastern District of Oklahoma.

John T. Callery, to be U.S. Marshal for the Western District of Tennessee.

Stanley I. Marcus, of Michigan, to be U.S. Attorney for the Southern District of Florida.

Page 7354

**Presidential Message:** Senate received a message from the President submitting the Fourth Annual Science and Technology Report. Referred to the Committee on Commerce, Science, and Transportation. (PM–128)

Page 7309

**Messages From the President:** Page 7309

**Messages From the House:** Pages 7309-7310

**Measures Referred:** Page 7309

**Measures Ordered Placed on Calendar:** Page 7309

**Communications:** Page 7309

**Statements on Introduced Bills:** Pages 7311-7321

**Amendments Submitted for Printing:** Pages 7325-7329

**Notices of Hearings:** Page 7330

**Committee Authority to Meet:** Pages 7330-7331

**Additional Statements:** Pages 7331-7351

**Confirmations:** Page 7354

**Record Vote:** One record vote was taken today. (Total—83)

Page 7306

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:25 p.m., until 10 a.m., on Thursday, April 22, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 7354.)

## *Committee Meetings*

### AUTHORIZATIONS—FmHA LOAN PROGRAMS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommitte on Agricultural Credit and Rural Electrification concluded hearings on S. 2314, authorizing funds for fiscal years 1983, 1984, and 1985 for farm and rural development loan programs of the Farmers Home Administration, after receiving testimony from Mary Kay Thatcher, American Farm Bureau Federation, James Miller, The National Grange, Paul Scacia, National Farmers Union, James Eatherly, American Bankers Association, William H. Houston, National Cotton Council, and Norman DeWeaver, Center for Community Change, all of Washington, D.C.; John Hall, Adel, Iowa, Bruce Workman, Winter Haven, Florida, and Robert Doyle, Washington, D.C., all representing the Water Quality Association, Chicago, Illinois; Burton Milnor, on behalf of the Public Securities Association, New York City; Harvey Johnson, Mississippi Institute for Small Towns, Jackson; Holly Leach, Water Resources Assistance Corporation, Prestonberg, Kentucky; and Ken Bruzelius, Midwest Assistance Program, New Prague, Minnesota.

### GLOBAL/NATO COMMITMENTS

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on global commitments, receiving testimony from Frank C. Carlucci, III, Deputy Secretary of Defense; General William Y. Smith, Deputy, Commander-in-Chief, U.S. European Command; Jeffrey Record, Institute for Foreign Policy Analysis; Leonard Sullivan, Jr., former Assistant Secretary of Defense for Program Analysis and Evaluation; and Rear Admiral Thomas D. Davies, USN (Ret.), former Assistant Director of the Arms Control Agency.

### APPROPRIATIONS—DEFENSE PROGRAMS

*Committee on Appropriations:* Subcommittee on Energy and Water Development held closed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for defense programs from Herman E. Roser, Assistant Secretary of Defense for Defense Programs; and Robert E. Batzel, Director, Lawrence Livermore National Laboratory, Livermore, California; both of whom were accompanied by their associates.

Hearings continue on tomorrow.

### POLISH DEBT

*Committee on Appropriations:* Subcommittee on Foreign Operations resumed oversight hearings to examine the current debt situation in Poland, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; Bohdan Denysyk, Deputy Assistant Secretary of Commerce for Trade Administration; Stephen D. Bryen, Deputy Assistant Secretary of Defense for International Economic, Trade and Security Policy; Charles Meissner, Special Negotiator for Economic Matters, Department of State; and Marc Leland, Assistant Secretary of the Treasury for International Affairs.

Subcommittee will meet again on tomorrow.

### APPROPRIATIONS—LABOR

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Labor, receiving testimony in behalf of funds for the Employment and Training Administration from Albert Angrisani, Assistant Secretary of Labor for Employment and Training.

Subcommittee will meet again tomorrow.

## APPROPRIATIONS—MARITIME ADMINISTRATION/SBA/FCC/EEOC

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Admiral H. E. Shear, Administrator, Maritime Administration, Department of Transportation; James C. Sanders, Administrator, Small Business Administration; Mark S. Fowler, Chairman, and Joseph R. Fogarty, Commissioner, both of the Federal Communications Commission; and Cathie A. Shattuck, Acting Chairman, Equal Employment Opportunity Commission.

Subcommittee will meet again on tomorrow.

## APPROPRIATIONS—FEDERAL RAILROAD ADMINISTRATION/AMTRAK

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Federal Railroad Administration from Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation, and in behalf of funds for the National Railroad Passenger Corporation (AMTRAK) from Alan S. Boyd, President, Amtrak.

Subcommittee will meet again on Friday, April 23.

## AUTHORIZATIONS—MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Construction continued joint hearings with the Committee on Appropriations Subcommittee on Military Construction on S. 2205, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, and S. 1990, revising certain provisions of law relating to military construction and military family housing, receiving testimony from Rear Admiral W. M. Zobel, Commander, Naval Facilities Engineering Command; Brig. General F. E. Petersen, Director, Facilities and Services Division, Installations and Logistics Department, Headquarters, U.S. Marine Corps; and Rear Admiral W. D. Daniels, Deputy Chief of Naval Reserve.

Hearings continue on tomorrow.

## AUTHORIZATIONS—NOAA

*Committee on Commerce, Science, and Transportation:* Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Oceanic and Atmospheric Administration, Department of Commerce, receiving testimony on environmental satellite services from Anthony J. Calio, Deputy Administrator; Richard E. Hallgren, Director, National Weather Service; and Ned A. Ostenso, Deputy Assistant Administrator for Research and Development, all of the National Oceanic and Atmospheric Administration; John W. Townsend, Jr., Fairchild Space & Electronics Co., Germantown, Maryland; Wilmot N. Hess, National Center for Atmospheric Research, Boulder, Colorado; and Alan D. Hecht, National Climate Program Office, Rockville, Maryland.

Hearings continue on tomorrow.

## HOME MORTGAGES—INTEREST RATES

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported S. 2226, authorizing funds through fiscal year 1986 to reduce mortgage interest rates on home mortgages for qualifying individuals and provide for employment in the private sector, with an amendment in the nature of a substitute.

Also, committee ordered favorably reported an original resolution waiving section 402(a) of the Congressional Budget Act with respect to consideration of S. 2226, listed above.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following business items:

S. 1301, providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately 50 acres of land in Alaska, with amendments;

S. 1628, providing that the Emergency Fund Act of 1948 be available for all projects governed by Federal reclamation law, with an amendment;

S. 953, authorizing the rehabilitation of the Belle Fourche irrigation project in South Dakota, with amendments;

S. 835, providing for the sale to a named individual not more than ten acres of land from certain public lands in Fairbanks Meridian, Alaska, with amendments;

S. 982, providing for the conveyance to adjacent landowners, all non-mineral interest of the U.S. in certain tracts of Federal land adjacent to Lake Shore Drive, Lake Lowell, Boise project, Idaho, with an amendment;

S. 1319, designating certain national wildlife refuge lands in Florida as the Florida Keys Wilderness;

H.R. 3143, confirming the conveyance of certain real property in Alameda County, California, by the Central Pacific Railway Company and the Southern Pacific Railway Company to certain named individuals;

H.R. 2475, providing for the withdrawal of certain described lands from the operation of the mineral public land laws to protect the watershed supplying water to Los Angeles, with amendments. (As approved by the committee, the bill incorporates provisions of S. 187);

H.R. 2863, providing for the sale at public auction certain lands in the Tahoe National Forest known as Blythe Arena;

S. 1867, increasing the acreage limitations and abolishing the residency requirements of the Federal reclamation laws, with amendments;

S. 1660, validating certain oil placer claims in Hot Springs County, Wyoming, with an amendment in the nature of a substitute; and

The nominations of Samuel K. Lessey, Jr., of New Hampshire, to be Inspector General, and Robert W. Gambino, of Virginia, to be Deputy Inspector General, both of the U.S. Synthetic Fuels Corporation.

## AUTHORIZATIONS—FEDERAL-AID HIGHWAY PROGRAMS

*Committee on Environment and Public Works:* Subcommittee on Transportation concluded hearings on S. 2315, authorizing funds through fiscal year 1987 for Federal-aid highway programs, after receiving testimony from Senators Goldwater and DeConcini; Ray A. Barnhart, Administrator, and Lester P. Lamm, Executive Director, both of the Federal Highway Administration, Department of Transportation; Kentucky Governor John Y. Brown, Jr., Frank R. Metts, Kentucky Department of Transportation, both of Frankfort, and Charilyn W. Cowan, Washington, D.C., all representing the National Governors' Association; Louisiana State Representative Joseph Accardo, Jr., Baton Rouge, on behalf of the National Conference of State Legislatures; John A. Clements, New Hampshire Department of Public Works and Highways, Concord, and Francis B. Francois, Washington, D.C., both on behalf of the American Association of State Highway and Transportation Officials; Lowell K. Bridwell, Maryland Department of Transportation, Annapolis; Mayor Bobby Joe Raper, Irving, Texas, representing the U.S. Conference of Mayors; Nancy Crabb, Jacksonville, Duval County, Florida, on behalf of the National Association of Counties; Ruth Keeton, Howard County, Maryland, on behalf of the National Association of Regional Councils; Mary Sherwood Holt, Newport News, Virginia, on behalf of the National League of Cities; Doug Pitcock, H. C. Heldenfels, both of the Associated General Contractors of America, James A. Caywood, and Daniel J. Hanson, Sr., both of the American Road and Transportation Builders Association, Stanley W. Gustafson and Carlton Robinson, both of the Highway Users Federation, Dave Burwell, National Wildlife Federation, and Robert J. McFarlin, American Consulting Engineers Council, all of Washington, D.C.; and Robert Johnson, Minnesota Good Roads, Minneapolis.

## ENTERPRISE ZONES

*Committee on Finance:* Subcommittee on Savings, Pensions and Investment Policy concluded hearings on S. 1240, S. 1310, S. 1829, and S. 2298, bills establishing an enterprise zone program for dealing with the problems of economically depressed areas in the United States, after receiving testimony from Senators Heinz and Boschwitz; Samuel Pierce, Secretary of Housing and Urban Development; John Chapoton, Assistant Secretary of the Treasury for Tax Policy; Lawrence Brady, Assistant Secretary of Commerce for Trade Administration, and John DaPonte, Office Director, Foreign Trade Zone Board, Department of Commerce; Kentucky Governor John Y. Brown, Jr., Frankfort; Mayor Donald Schaefer, Baltimore, Maryland, Mayor Melvin R. Primas, Camden, New Jersey, and Mayor Winfield Moses, Fort Wayne, Indiana, all on behalf of the U.S. Conference of Mayors; Indiana Lieutenant Governor John M. Mutz, Indianapolis; John J. Carson, Connecticut Department of Economic Development, Hartford; Ruth Messinger, New York City Council, on behalf of the National League of Cities; William C. Norris, Control Data Corporation, Minneapolis, Minnesota; Stuart Butler, National Center for Neighborhood Enterprise, Paul Pryde, Janus Associates, Lawrence Revzan, Coopers & Lybrand, Burton D. Russell, National Association of Towns and Townships, Fred Williamson, National Trust for Historic Preservation, Bernard Berkowitz, on behalf of the National Council for Urban Economic Development, and Sol C. Chaikin, on behalf of the AFL–CIO, all of Washington, D.C.; Stephen C. Mandes, Southern Alleghenies Commission, Altoona, Pennsylvania; John Mariotta, Welbilt Electronic Die Corporation, Bronx, New York; and Vincent Pianchi, on behalf of the Council of Smaller Enterprises, Cleveland, Ohio.

## NOMINATIONS

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of Herbert E. Ellingwood, of California, to be Chairman of the Merit Systems Protection Board, after the nominee testified and answered questions in his own behalf.

## U.S. FIRE ADMINISTRATION

*Committee on Governmental Affairs:* Committee concluded oversight hearings on the reorganization of the U.S. Fire Administration, after receiving testimony from Louis O. Giuffrida, Director, and Fred Villella and Charles Girard, both Associate Directors, all of the Federal Emergency Management Agency; Edward H. McCormack, Jr., International Society of Fire Service Instructors, Ashland, Massachusetts; Louis Amabili, Delaware State Fire School, Dover, on behalf of the National Commission on Fire Prevention and Control; E. James Monihan, Jr., Lewes, Delaware, representing the National Volunteer Fire Council; Jack Gannon and Harold A. Schaitberger, both of the International Association of Fire Fighters (IAFF), AFL–CIO–CLC, Washington, D.C.; and E. Stanley Hawkins, Tulsa, Oklahoma, representing the International Association of Fire Chiefs.

## GUN CONTROL/BANKRUPTCY REFORM

*Committee on the Judiciary:* Committee ordered favorably reported with amendments S. 1030, revising certain provisions of the Gun Control Act (P.L. 90–618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences of Federal felonies committed with firearms or destructive devices, and S. 2000, establishing an eligibility test for bankruptcy relief based on the individual petitioner's ability to pay a reasonable portion of his debts out of future income.

## COPYRIGHT LAWS

*Committee on the Judiciary:* Committee resumed hearings on S. 1758, providing for an exemption from the copyright law for certain types of video recording for noncommercial purposes, focusing on amendment No. 1333, in the nature of a substitute, receiving testimony from David L. Ladd, The Register of Copyrights, Copyright Office, Library of Congress; Beverly Sills, New York City Opera/New York State Theater, Stanley Gortikov, Recording Industry Association of America, Inc., Victor W. Fuentealba, American Federation of Musicians, Alan Greenspan, Townsend & Greenspan, and Jay Eliasberg, all of New York City; Jack Valenti, Motion Picture Association of America, James R. Leonard, Robert R. Nathan Associates, Charles D. Ferris, Mintz, Lewis, Cohn, Ferris, Glovsky, and Popeo, Nina Cornell, Cornell, Pelcovits, and Brenner, Carol Tucker Foreman, Home Recording Rights Coalition, Jack Wayman, Electronic Industries Association, Stuart E. Eizenstat, Powell, Goldstein, Frazier, and Murphy, Elmer Cooper, Committee Against Government Regulation of Video Enterprises, and Jack Golodner, AFL–CIO, all of Washington, D.C.; Charlton Heston, Beverly Hills, California; Richard Anderson, Seacoast Appliance Distributors, Inc., Miami, Florida; and F. E. Draper, Muscle Shoals Music Association, Muscle Shoals, Alabama.

Hearings were recessed subject to call.

## NOMINATIONS

*Committee on Labor and Human Resources:* Committee concluded hearings on the nominations of James B. Wyngaarden, of North Carolina, to be Director, National Institutes of Health, Department of Health and Human Services, William L. Earl, of Florida, Harold R. DeMoss, Jr., of Texas, Clarence V. McKee, of the District of Columbia, Howard H. Dana, Jr., of Maine, William J. Olson, of Virginia, George E. Paras, of California, and Robert S. Stubbs II, of Georgia, each to be a Member of the Board of Directors of the Legal Services Corporation, after the nominees testified and answered questions in their own behalf. Mr. Dana was introduced by Senator Cohen. Testimony was received on each of the nominees for the Legal Services Corporation from Antonia Hernandez, Mexican American Legal Defense and Educational Fund, Bari Schwartz, The Coalition for Legal Services, Susan Kellock, Equal Justice Foundation, Bernard Veney, National Clients Council, Howard B. Eisenberg, National Legal Aid and Defender Association, Arnold Torres, League of United Latin American Citizens, and Charles H. Dorsey, Jr., The National Organization of Legal Service Programs, all of Washington, D.C.; and Dwight Loines, National Organization of Legal Service Workers, New York City.

## ACADEMY OF PEACE

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and Humanities concluded hearings on S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict, after receiving testimony from Senators Matsunaga, Hatfield, and Jepsen; Representatives Glickman and George Brown; John Dellenback, Christian College Consortium, Kenneth Brown, Church of the Brethren, Bernie Freitag, National Education Association, Milton C. Mapes, National Peace Academy Campaign, Roberta Miller, Consortium of Social Science Associations, Mary Purcell, American Association of University Women, and Solon Cousins, YMCA of the United States, all of Washington, D.C., George W. Johnson, and Bryant Wedge, both of George Mason University, Fairfax, Virginia; James Laue, Center for Metropolitan Studies, St. Louis, Missouri; Moorhead Kennedy, Cathedral Peace Institute, and Zelle Andrews, Peace Advocacy Project, both of New York City; David Conrad, University of Vermont, Burlington; Jerry Elmers, American Friends Service Committee, Providence, Rhode Island; Joseph Fahey, Manhattan College, Bronx, New York; Karl Mattson, Gettysburg College, Gettysburg, Pennsylvania; Elise Boulding, Dartmouth College, Hanover, New Hampshire; Joseph F. Cloud, Metropolitan Human Relations, Nashville, Tennessee; and Jonathan Barton, New Jersey Council of Churches, Princeton.

### VA PROGRAMS

*Committee on Veterans' Affairs:* Committee concluded hearings on S. 2384, extending for one year VA authority to provide contract health care to veterans in Puerto Rico and the Virgin Islands, S. 2383, extending VA authority to provide construction grants to State veterans' home facilities, S. 1034, providing an equitable formula for computing per diem rates for the cost of care provided veterans in State nursing homes, S. 2385, authorizing funds for the VA health professional scholarship program, S. 2389, maintaining and improving the VA health care system, and authorizing funds for certain VA health-care programs, and on other related measures, after receiving testimony from D. Earl Brown, Associate Deputy Chief Medical Director, Audley Hendricks, Assistant General Counsel, Marjorie R. Quandt, Assistant Chief Medical Director for Administration, Donna S. Humes, Deputy Director, Nursing Service, and Paul A. L. Haber, Assistant Chief Medical Director for Geriatrics and Extended Care, all of the Veterans' Administration; John F. Sommer and Paul S. Egan, both on behalf of the American Legion; and James N. Magill, Veterans of Foreign Wars of the United States, all of Washington, D.C.; and Barbara A. Chambers, and Edward Styger, both of the Nurses Organization of the Veterans' Administration, Philadelphia, Pennsylvania; and Jack J. Dack and Edward J. White, both of the Iowa Veterans' Home, Marshalltown.

Committee will mark up the aforementioned proposals on Wednesday, April 28.

### ORGANIZATIONAL MEETING

*Select Committee To Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee met to further consider organizational matters, but made no announcements, and will meet again on Wednesday, April 28.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 14 public bills H.R. 6128–6141; and 8 resolutions, H.J. Res. 461 and 462, H. Con. Res. 312–314, and H. Res. 432–434 were introduced.

Pages 7239–7240

**Presidential Message—Science and Technology:** Read a message from the President wherein he transmits the Annual Science and Technology Report—referred to the Committee on Science and Technology.

Page 7226

**Address by Queen of the Netherlands:** The House and Senate met in a joint meeting to receive an address by Her Majesty Queen Beatrix of the Netherlands. Her Majesty Queen Beatrix was escorted to and from the House Chamber by Senators Baker, Stevens, Thurmond, Percy, Mathias, Pell, Glenn, Riegle, Sarbanes, Moynihan, and Levin, and by Representatives Wright, Foley, Long of Maryland, Zablocki, Lantos, Michel, Lott, Rhodes, Broomfield, Vander Jagt, and Winn.

Pages 7226–7228

**Referrals:** Four Senate-passed measures were referred to the appropriate House committees.

Page 7238

## *Committee Meetings*

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and related Agencies continued to hear testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense concluded hearings in executive session on Strategic Forces. Testimony was heard from Lt. Gen. Kelly Burke, USAF, Deputy Chief of Staff, Research Development and Acquisition and Dr. James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering.

The Subcommittee also met in executive session to hold a hearing on intelligence. Testimony was heard from departmental witnesses.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on the Office of Science and Technology Policy and the National Science Foundation. Testimony was heard form Dr. John D. Slaughter, Director, NSF and other departmental witnesses.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on energy conservation. Testimony was heard from Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education held a hearing on the Corporation for Public Broadcasting, the National Labor Relations Board and the Occupational Safety and

Health Review Commission. Testimony was heard from departmental witnesses.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation continued hearings on Federal Aviation Administration. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation.

Hearings continue tomorrow.

## TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations.* Subcommittee on Treasury, Postal Service and General Government held a hearing on the Federal Election Commission. Testimony was heard from Frank P. Reiche, Chairman and other Commissioners of the Federal Election Commission.

## JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on proposals to reorganize the structure of the Joint chiefs of Staff. Testimony was heard from Representative Gingrich; Gen. Edward C. Meyer, Chief of Staff of the Army; Gen. David C. Jones, USAF, Chairman, Joint Chiefs of Staff and Adm. Thomas B. Hayward, Chief of Naval Operations.

Hearings continue tomorrow.

## OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage continued hearings on H.R. 6058, Olympic Coin Act of 1982 and H.R. 6069, Olympic Commemorative Silver Dollar Act. Testimony was heard from public witnesses.

## FEDERAL HOME LOAN MORTGAGE CORPORATION CHARTER ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on H.R. 4787, Federal Home Loan Mortgage Corporation Charter Act. Testimony was heard from Dr. Henry J. Cassidy, Director, General Research Division, Office of Policy and Economic Research, Federal Home Loan Bank Board and public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on impact aid. Testimony was heard from public witnesses.

## OCCUPATIONAL HEALTH HAZARDS COMPENSATION ACT

*Committee on Education and Labor:* Subcommittee on Labor Standards held a hearing on H.R. 5735, the Occupational Health Hazards Compensation Act, and related bills. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

## RESOURCE CONSERVATION AND RECOVERY ACT AUTHORIZATION

*Committee on Energy and Commerce.* Subcommittee on Commerce, Transportation and Tourism held a hearing on the reauthorization of the Resource Conservation and Recovery Act. Testimony was heard from the following officials of EPA: Rita Lavelle, Assistant Administrator and Robert Perry, Associate Administrator for Legal and Enforcement Counsel and General Counsel and public witnesses.

## USED MOTOR VEHICLES

*Committtee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism approved for full Committee action H. Con. Res. 256, disapproving the Federal Trade Commission rule relating to the sale of used motor vehicles.

## INTERNATIONAL NARCOTICS

*Committee on Foreign Affairs:* Continued hearings on International Narcotics, with emphasis on U.S. Programs. Testimony was heard from Thomas Boyatt, U.S. Ambassador to Columbia; Joseph Wheeler, Acting Deputy Administrator, AID; Dominick L. DiCarlo, Assistant Secretary of State for International Narcotic Matters and Francis M. Mullen, Acting Administrator, Drug Enforcement Administration, Department of Justice.

Hearings continue tomorrow.

## ASSISTANCE REQUEST FOR AFRICA

*Committee on Foreign Affairs:* Subcommittee on Africa continued hearings on the President's fiscal year 1983 Assistance Request for Africa. Testimony was heard from public witnesses.

## FOREIGN AID-ASIAN/PACIFIC REGION

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs approved for full committee action recommendations for the fiscal year 1983 Supplemental Foreign Aid Request for the Asian/Pacific Region.

### FOREIGN AID-INTERNATIONAL ORGANIZATIONS AND PROGRAMS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations approved for full Committee action recommendations for the fiscal Supplemental Foreign Aid Request for International Organizations and Programs.

### ASSISTANCE PROPOSALS FOR LATIN AMERICA AND THE CARIBBEAN

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on fiscal year 1983 security assistance proposals for Latin America and the Caribbean. Testimony was heard from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs and Francis J. West, Assistant Secretary of Defense for International Security Affairs.

### SECURITY ASSISTANCE LEGISLATION

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs approved for full Committee action recommendations for fiscal year 1983 Security Assistance legislation.

### SURPLUS PROPERTY

*Committee on Government Operations:* Subcommittee on Government Activities and Transportation held a hearing on the following bills: H.R. 4450, to authorize the donation of surplus property to any State for the construction and modernization of criminal justice facilities and H.R. 6028, to amend the Federal Property and Administrative Services Act of 1949 to permit the disposal of surplus property to States and local governments for correctional facility use. Testimony was heard from Senator Grassley; Representatives Zeferetti and Fascell; Roy Markon, Federal Property Commissioner, GSA; Jeffrey Harris, Deputy Associate Attorney General, Department of Justice and public witnesses.

### ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources held a hearing on the following bills: H.R. 2016, to add representatives of town officials to the membership of the Advisory Commission on Intergovernmental Relations and H.R. 5192, to expend the membership of the Advisory Commission on Intergovernmental Relations to include elected school board officials. Testimony was heard from Senator Percy and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported as amended the following bills: H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission; H.R. 4861, Public Lands Conservation, Rehabilitation, and Improvement Act of 1981 and H.R. 5081, to declare that the United States holds certain lands in trust for the Washoe Tribe of Nevada and California and to transfer certain other lands to the administration of the U.S. Forest Service.

### MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanograpy approved for full Committee action the following bills: H.R. 6120, to reauthorize the Deep Seabed Hard Minerals Resources Act for fiscal years 1983, 1984, and 1985, and H.R. 3600, as amended, to reauthorize the National Ocean Pollution Planning Act and establish a Great Lakes Ocean Pollution Planning Office.

### AVIATION INSURANCE PROGRAM

*Committee on Public Works and Transportation:* Subcommittee on Aviation held a hearing on H.R. 5930, to extend the aviation insurance program for 5 years. Testimony was heard from Robert C. Toenniessen, Chief, Aviation Insurance Staff, FAA, Department of Transportation and a public witness.

### INTERNATIONAL AVIATION POLICY

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held a hearing on the United States international aviation policy, its implementation, and its operation in the international aviation environment. Testimony was heard from William E. Brock, U.S. Trade Representative and a public witness.

### PROSPECTUSES

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved for full Committee action one construction and two repair and alteration prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from Representatives Molinari and Williams of Ohio; Thomas M. Tracy, Assistant Secretary for Administrative Affairs, Department of State; Gerald P. Carmen, Administrator, GSA and public witnesses.

### CONGRESSIONAL OVERSIGHT

*Committee on Rules:* Subcommittee on Legislative Process continued hearings on Congressional oversight, including the following measures: H.R. 2, Sunset Act of 1981; H.R. 58, Sunset Review Act of 1981; Section 1 of H. Res. 100, Committee Improvement Amendments of 1981. Testimony was heard from Representative Schroeder and Charles A. Bowsher, Comptroller General of the United States.

### SPACE SHUTTLE

*Committee on Science and Technology:* Held a briefing on STS-3 Flight results. Testimony was heard from Astronauts Jack Lousma and Gordon Fullerton.

### PUBLIC ASSISTANCE—UNEMPLOYMENT

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation continued hearings on the Administration's fiscal year 1983 budget proposals and other public assistance and unemployment compensation proposals. Testimony was heard from Representatives Stark and Glickman; James Hunt, Governor, North Carolina; James Mack, State Senator, Arizona and public witnesses.

Hearings continue tomorrow.

### CARIBBEAN BASIN

*Committee on Ways and Means:* Subcommittee on Trade began markup of H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin.

## *Joint Meeting*

### GNP/ECONOMIC OUTLOOK

*Joint Economic Committee:* Committee concluded hearings to review the first quarterly Gross National Product report and to examine the national economic outlook, after receiving testimony from Lawrence Chimerine, Chase Econometrics, Bala Cynwyd, Pennsylvania; Robert Gough, Data Resources, Inc., Lexington, Massachusetts; and Maury Harris, Paine Webber, New York City.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, April 22, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 7421–7526*

**Bills Introduced:** Fourteen bills and five resolutions were introduced, as follows: S. 2420–2433, S.J. Res. 191, S. Con. Res. 82, and S. Res. 371–373.

Pages 7481-7482

Measures passed:

*Jewish Heritage Week:* Senate passed H.J. Res. 448, designating the week of April 25 through May 2, 1982, as "Jewish Heritage Week."

Pages 7469-7470

*Preservation of Halibut fishery of the Northern Pacific Ocean and Bering Sea:* Senate passed S. 2244, giving effect to the Protocol amending the Convention for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea, after agreeing to the following amendment proposed thereto:

Stevens (for Packwood) unprinted amendment No. 873, providing that the Regional Council may provide for the rural coastal villages of Alaska the opportunity to establish a commercial halibut fishery in the areas in the Bering Sea to the north of 56 degrees latitude during a three-year development period.

Pages 7469-7471

*Promotion of U.S. Service Industries:* Senate passed S. 1233, establishing a service industries development program in the Department of Commerce, after agreeing to a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Stevens (for Packwood) unprinted amendment No. 874, authorizing for the fiscal year ending September 30, 1983, and in each year thereafter, such sums as may be necessary to carry out the activities authorized by the Act.

Pages 7473-7475

*Budget Waiver:* Senate agreed to S. Res. 347, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1233, listed above.

Pages 7472-7473

*Authorizing Production of Documents:* Senate agreed to S. Res. 372, authorizing the production of documents in the case of *Rose Hall, Ltd., et al. v. Chase Manhattan Overseas Banking Corp. and Holiday Inns, Inc.*, C.A., No. 79-182, before the U.S. District Court for the District of Delaware, except concerning matters for which the Senate Legal Counsel asserts a privilege from disclosure.

Page 7475

*Authorizing Production of Documents:* Senate agreed to S. Res. 373, authorizing the production of certain memoranda of interviews and related documents relating to commodity fraud to the Postal Inspection Service, the Commodity Futures Trading Commission, and the Federal Bureau of Investigation.

Pages 7475-7476

**Measures Indefinitely Postponed:** Senate indefinitely postponed S. 1194, S. 1200, and H.R. 1520, bills authorizing funds for fiscal year 1982 for the National Science Foundation.

Page 7475

**Criminal Code Reform Act of 1981:** Senate began consideration of a motion to proceed to the consideration of S. 1630, reforming the Federal criminal laws and streamlining the administration of criminal justice.

Page 7449

A motion to close further debate on the motion to proceed was entered and, in accordance with Senate Rule XXIII, a vote on the cloture motion will occur on Tuesday, April 27.

Page 7468

Senate will continue consideration of the motion to proceed on Monday, April 26.

Pages 7450-7456, 7469

Messages From the House: Page 7481

Measures Referred: Page 7481

Statements on Introduced Bills: Pages 7482-7500

Amendments Submitted for Printing: Pages 7503-7504

Notices of Hearings: Page 7504

Committee Authority To Meet: Page 7504

Additional Statements: Pages 7504-7525

Recess: Senate convened at 10 a.m., and recessed at 4:30 p.m., until 12 noon, on Monday, April 26, 1982.

## *Committee Meetings*

### NATO COMMITMENTS

*Committee on Appropriations:* Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on NATO commitments, receiving testimony from Richard N. Perle, Assistant Secretary of Defense for International Security Affairs; General William Y. Smith, Deputy Commander-in-Chief, U.S. European Command; Robert W. Komer, former Ambassador to Turkey; and Robert Pfaltzgraff, Institute for Foreign Policy Analysis, Cambridge, Massachusetts.

Subcommittee will meet again on Wednesday, April 28.

### APPROPRIATIONS—ENERGY RESEARCH AND ENVIRONMENT PROGRAMS

*Committee on Appropriations:* Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for energy research and environmental programs from Alvin W. Trivelpiece, Director of Energy Research, and William A. Vaughan, Assistant Secretary for Environmental Protection, Safety, and Emergency Preparedness, both of the Department of Energy.

Hearings were recessed subject to call.

### APPROPRIATIONS—AID

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for activities of the Office of Inspector General, Agency for International Development, focusing on a review of its audits and evaluations, and to review overall foreign assistance programs, receiving testimony from Herbert L. Beckington, Inspector General, Agency for International Development; and Frank C. Conahan, Director, International Division, General Accounting Office.

Subcommittee will meet again on Tuesday, April 27.

### APPROPRIATIONS—FOREST SERVICE

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the U.S. Forest Service from Max Peterson, Chief, U.S. Forest Service, and John B. Crowell, Jr., Assistant Secretary for Natural Resources and Environment, both of the Department of Agriculture.

Subcommittee will meet again on Tuesday, April 27.

### APPROPRIATIONS—LABOR

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Labor, receiving testimony in behalf of funds for their respective activities from Donald L. Dotson, Assistant Secretary of Labor for Labor-Management Relations, Robert E. Nagle, Executive Director, Pension Benefit Guaranty Corp., Robert B. Collyer, Deputy Under Secretary of Labor for Employment Standards, Alfred M. Zuck, Assistant Secretary of Labor for Administration and Management, Thorne G. Auchter, Assistant Secretary of Labor for Occupational Safety and Health, Ford B. Ford, Assistant Secretary of Labor for Mine Safety and Health, and Janet L. Norwood, Commissioner of Labor Statistics, all of the Department of Labor, and Bernard Posner, Executive Director, President's Committee on Employment of the Handicapped.

Subcommittee will meet again on Thursday, April 29.

### APPROPRIATIONS—STATE, JUSTICE, COMMERCE, THE JUDICIARY

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for certain programs which fall within the jurisdiction of the subcommittee, receiving testimony from numerous public witnesses.

Hearings continue on Wednesday, April 28.

## AUTHORIZATIONS—MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Construction continued joint hearings with the Committee on Appropriations Subcommittee on Military Construction on S. 2205, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, and S. 1990, revising certain provisions of law relating to military construction and military family housing, receiving testimony from Major General Clifton D. Wright, Deputy Director, Engineering & Services, Department of the Air Force; Brig. General James C. Wahleithner, Deputy to the Chief of the Air Force Reserve; and Brig. General Wess P. Chambers, Deputy Director, Air National Guard.

Hearings continue on tomorrow.

## BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 2261, authorizing $10.5 million for fiscal year 1983 for the U.S. Travel and Tourism Administration;

S. 1593, revising and clarifying U.S. regulation of international liner shipping in the U.S. foreign trade, with an amendment in the nature of a substitute;

The nominations of Charles Luna, of Texas, Ross E. Rowland, Jr., of New Jersey, and Robert D. Orr, of Indiana, each to be a Member of the Board of Directors of the National Railroad Passenger Corporation, and Captain Douglas W. Fredericks to be a Rear Admiral in the U.S. Coast Guard Reserve; and

A routine list of Coast Guard nominations, received by the Senate on March 31, 1982.

## AUTHORIZATIONS—NOAA

*Committee on Commerce, Science, and Transportation:* Committee continued hearings on proposed legislation authorizing funds for fiscal year 1983 for the National Oceanic and Atmospheric Administration, Department of Commerce, receiving testimony on ocean programs from John V. Byrne, Administrator, Anthony J. Calio, Deputy Administrator, James P. Lawless, Director, Office of Ocean Minerals and Energy, Dail W. Brown, Office of Marine Pollution, William Matuszeski, Assistant Administrator for Coastal Zone Management, Robert Rollins, Associate Director, Office of Program Development and Management, and Ned A. Ostenso, Assistant Administrator for Research and Development, all of the National Oceanic and Atmospheric Administration, Department of Commerce; John A. Knauss, Chairman, National Advisory Committee on Oceans and Atmosphere, Washington, D.C.; and Sarah Taylor, Coastal States Organization, Hartford, Connecticut.

Hearings continue on Friday, April 30.

## WATER AND POWER PROGRAMS

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power concluded hearings on the following bills:

S. 1621, providing for the replacement of certain cast steel pump casings at the southern Nevada water project, after receiving testimony from Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior; and Don Paff, Las Vegas Valley Water District, and Duane Sudweeks, Colorado River Commission of Nevada, both of Las Vegas, Nevada;

S. 956, authorizing additional funds for programs of the Reclamation Safety of Dams Act (P.L. 95–578), and S. 2177, providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands, after receiving testimony from Senator De Concini; Commissioner Broadbent; and Wes Steiner, Arizona Department of Water Resources, Phoenix; and

S. 1573, restoring Lake Oswego, Oregon, as a non-navigable water of the United States, after receiving testimony from K. Kristina Nygaard, Acting Assistant General Counsel for Hydroelectric Licensing, Federal Energy Regulatory Commission; and Jack Kennedy and Carl Halvorsen, both on behalf of the Lake Oswego Corporation, Portland, Oregon.

Testimony was also received on all the aforementioned bills from J. W. O'Meara, National Water Resources Association, Washington, D.C.

## AUTHORIZATIONS—ENDANGERED SPECIES

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded hearings on S. 2309, authorizing funds through fiscal year 1985 to provide protection for endangered species of plants and animals, after receiving testimony from Patrick A. Parenteau, National Wildlife Federation, W. Samuel Tucker and John Cagnetta, both of the Edison Electric Institute, Robert Carlton, National Forest Products Association, Michael J. Bean, Environmental Defense Fund, and Kenneth Berlin, National Audubon Society, all of Washington, D.C.; Jerry L. Haggard, Phoenix, Arizona, on behalf of the American Mining Congress; Roland C. Fischer, Colorado River Water Conservation District, Denver, and James Tate, Western Regional Council, Salt Lake City, Utah.

## NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Peter O. Murphy, of the District of Columbia, for the rank of Ambassador during his tenure of service as United States Negotiator on Textile Matters, after the nominee testified and answered questions in his own behalf.

## FEDERAL AGENCY ACQUISITION MANAGEMENT

*Committee on Governmental Affairs:* Committee held hearings on S. 2397, providing for a uniform cost reporting system for Federal civilian acquisition projects, and to discuss a General Accounting Office report on cost overruns and cost growth of Federal acquisition programs, receiving testimony from Walton Sheley, Director, Mission Analysis and Systems Acquisition Division, General Accounting Office; Alice M. Rivlin, Director, Congressional Budget Office; Jack R. Borsting, Assistant Secretary of Defense (Comptroller); Stanley D. Doremus, Chief, Program Review Division, Office of Budget, Department of the Interior; and David S. Nathan, Deputy Assistant Secretary of Commerce for Acquisition, Grants and Information Management.

Hearings were recessed subject to call.

## UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES

*Committee on Governmental Affairs:* Subcommittee on Intergovernmental Relations concluded hearings on S. 2363, revising certain provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91–646), focusing on provisions to exempt block grant programs from Uniform Act coverage under the New Federalism, and to prohibit the use of Federal eminent domain law from preempting State law, after receiving testimony from Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget; Steven J. Bollinger, Assistant Secretary of Housing and Urban Development for Community Planning and Development; Charles Swinburn, Deputy Assistant Secretary of Transportation for Policy and International Affairs; James L. Martin, National Governors Association, and John J. Gunther, representing the U.S. Conference of Mayors, both of Washington, D.C.; Massachusetts State Senator Joseph F. Timilty, Boston, on behalf of the National Conference of State Legislatures; W. Howard Armstrong, Oklahoma Department of Transportation, Oklahoma City; Roy Holeman, San Jose, California, on behalf of the Relocation Committee of the International Right-of-Way Association; and Wilbur W. Hamilton, San Francisco Redevelopment Agency, San Francisco, California, on behalf of the National Association of Housing and Redevelopment Officials.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of Evan L. Hultman, to be U.S. Attorney for the Northern District of Iowa, after the nominee, who was introduced by Senators Jepsen and Grassley, testified and answered questions in his own behalf.

## CIVIL RIGHTS AND MUNICIPAL LIABILITY

*Committee on the Judiciary:* Subcommittee on the Constitution approved for full committee consideration with an amendment in the nature of a substitute S. 585, creating a Federal cause of action for the violation of a person's civil rights under color of State law relating to constitutional rights or laws providing for equal rights of citizens and all personnel within U.S. jurisdiction.

## JOB TRAINING PROGRAMS

*Committee on Labor and Human Resources:* Subcommittee on Employment and Productivity approved for full committee consideration with an amendment in the nature of a substitute S. 2036, providing for State and local employment and training assistance.

## VOLUNTARISM IN AMERICA

*Committee on Labor and Human Resources:* Subcommittee on Aging, Family and Human Services concluded hearings on encouraging voluntarism and private sector initiatives in America, after receiving testimony from Thomas W. Pauken, Director, ACTION; Robert Mosbacher, Jr., Houston, Texas, Member, President's Task Force on Private Sector Initiatives; John Putman, The American Foundation for Voluntarism, Stuart Butler, The Heritage Foundation/National Center for Neighborhood Enterprise, Jack Meyer, The American Enterprise Institute for Public Policy Research, Bruce L. R. Smith, The Brookings Institution, and Nelson Rosenbaum, Center for Responsive Governance, all of Washington, D.C., Wayne Calloway, Frito-Lay, Inc., Dallas, Texas; and Raymond V. Arnold, Benevolent and Protective Order of Elks, Jackson, Michigan.

## AUTHORIZATIONS—FEC

*Committee on Rules and Administration:* Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1983 for the Federal Election Commission, after receiving testimony from Commissioner Frank P. Reiche, Chairman, Commissioner Danny Lee McDonald, Vice Chairman, and Chairman, Budget Task Force, and Commissioner Joan D. Aikens, Vice Chairman, Budget Task Force, all of the Federal Election Commission.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 15 public bills, H.R. 6142–6156, and 8 resolutions, H.J. Res. 463 and 464, H. Con. Res. 315–319, and H. Res. 435 were introduced.

Pages 7578–7579

**NRC Authorization:** House disagreed to the amendment of the Senate to H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Udall, Bingham, Seiberling, Markey, Dingell, Ottinger, Moffett, Lujan, Marriott, Broyhill, and Moorhead.

Page 7527

**Jewish Heritage Week:** House passed H.J. Res. 448, to authorize and request the President to issue a proclamation designating April 25 through May 2, 1982, as "Jewish Heritage Week."

Pages 7535–7536

**Adjournment:** Met at 11 a.m. and adjourned at 1:49 p.m.

## *Committee Meetings*

### FUTURES TRADING ACT

*Committee on Agriculture:* Ordered reported as amended H.R. 5447, Futures Trading Act of 1982.

### OVERSIGHT

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture held an oversight hearing on sustainable agriculture issues. Testimony was heard from Representatives Stangeland; departmental and public witnesses.

Hearings continue April 27.

### COMMERCE-JUSTICE-STATE-THE JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-The Judiciary and related Agencies continued to hear testimony from Members of Congress and public witnesses.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations heard testimony from Members of Congress and public witnesses.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies continued hearings on National Science Foundation. Testimony was heard from Dr. John D. Slaughter, Director, NSF and public witnesses.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Interior Solicitor and the Office of the Secretary of the Interior. Testimony was heard from the following officials of the Department of the Interior: William Coldiron, Solicitor and J. Robinson West, Assistant Secretary for Policy, Budget and Administration.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS and Education heard testimony from Members of Congress and public witnesses.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation concluded hearings on Federal Aviation Administration. Testimony was heard from J. Lynn Helms, Administrator, FAA, Department of Transportation.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Gen. Lew Allen, Jr., Chief of Staff of the Air Force; Harold Brown, former Secretary of Defense; David Packard, former Deputy Secretary of Defense; Gen. Lyman Lemnitzer, USA (Ret.), former Chairman of the Joint Chiefs of Staff and Adm. Thomas H. Moorer, USN (Ret.), former Chairman of the Joint Chiefs of Staff.

Hearings will continue April 28.

### MISCELLANEOUS MEASURES; MONETARY POLICY REPORT

*Committee on Banking, Finance and Urban Affairs:* Ordered reported as amended the following bills: H.R. 4703, to amend section 3620 of the revised statutes with respect to payroll deductions for Federal employees and H.R. 5432, to authorize the presentation on behalf of the Congress of a specially struck gold medal to Admiral Hyman George Rickover.

The Committee also approved the Monetary Policy Report for fiscal year 1982.

Prior to this action, the Committee held a hearing on the Report. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

### OVERSIGHT-CHRYSLER LOAN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization held an oversight hearing on the Chrysler Loan Guarantee Act. Testimony was heard from Michael Driggs, Deputy Assistant Secretary for Automotive Industry Affairs and public witnesses.

## BANK EXPORT SERVICES ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulation, and Insurance held a hearing on H.R. 6016, Bank Export Services Act. Testimony was heard from Senator Chafee; Representative McKinney and Malcolm Baldrige, Secretary of Commerce.

## OCCUPATIONAL HEALTH HAZARDS COMPENSATION ACT

*Committee on Education and Labor:* Subcommittee on Labor Standards continued hearings on H.R. 5735, the Occupational Health Hazards Compensation Act, and related bills. Testimony was heard from public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on college endowments. Testimony was heard from public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

## INTERNATIONAL NARCOTICS

*Committee on Foreign Affairs:* Concluded hearings on International Narcotics, with emphasis on U.S. Policies. Testimony was heard from Rudolph Guiliani, Associate Attorney General, Department of Justice; Dr. Carlton E. Turner, Director, White House Drug Abuse Policy Office and Charles Z. Wick, Director, International Communication Agency.

## U.S. PARTICIPATION IN THE UNITED NATIONS

*Committee on Foreign Affairs:* Subcommittee on International Operations and the Subcommittee on Human Rights and International Organizations held a joint oversight hearing on U.S. Participation in the United Nations and to consider the following measures: H.J. Res. 403, on the importance of continued participation in the United Nations by democratic states and H. Con. Res. 289, regarding membership in the United Nations General Assembly. Testimony was heard from Nicholas Platt, Acting Assistant Secretary for International Organization Affairs, Department of State and public witnesses.

## FTC REGIONAL OFFICES

*Committee on Government Operations:* Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on the proposal to close four of the Federal Trade Commission's ten regional offices. Testimony was heard from the following officials of the FTC: James C. Miller, II, Chairman, Michael Pertschuk, Patricia P. Bailey and David A. Clanton all Commissioners.

## FEDERAL EMERGENCY MANAGEMENT AGENCY

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on FEMA Oversight: Will U.S. Nuclear Attack Evacuation Plans Work? Testimony was heard from Lee M. Thomas, Associate Director, State and Local Programs Support and public witnesses.

## PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION AUTHORIZATION

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 5990, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and further borrowings for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House. Testimony was heard from Max N. Berry, Chairman, Board of Directors, Pennsylvania Development Corporation and public witnesses.

## FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from public witnesses.

Hearings continue April 29.

## PATENT AND TRADEMARK OFFICE AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties and the Administration of Justice concluded hearings on H.R. 5602, to authorize appropriations to the Patent and Trademark Office in the Department of Commerce. Testimony was heard from public witnesses.

## CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 5679, Criminal Code Revision Act of 1981. Testimony was heard from public witnesses.

Hearings continue April 28.

## REFUGEE ASSISTANCE AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law held a hearing on H.R. 5879, Refugee Assistance Amendments of 1982. Testimony was heard from Eugene Douglas, U.S. Coordinator for Refugee Affairs, Department of State; Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services and Gregory Ahart, Director, Human Resources Division, GAO.

Hearings continue April 28.

## MISCELLANEOUS MATTERS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Panama Canal and Outer Continental Shelf approved for full Committee action as amended H.R. 2792, to amend title II, title IV establishing a Fishermen's Contingency Fund, and title V of the Outer Continental Shelf Lands Act Amendments of 1978.

The Subcommittee also held a hearing on the General Accounting Office report entitled "Pitfalls in Interior's New Accelerated Offshore Leasing Program Require Attention" and Mid-Atlantic lease sale No. 59; and to mark up H.R. 2792, to amend the Outer Continental Shelf Lands Act Amendments of 1978. Testimony was heard from Robin West, Assistant Secretary, Policy Budget and Administration, Department of the Interior; Douglas L. McCullough, Deputy Director, Energy and Minerals Division, GAO and public witnesses.

## POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue April 27.

## MISCELLANEOUS MEASURES

*Committee on Public Works and Transportation:* Subcommittee on Aviation approved for full Committee action the following bills: H.R. 5930, to extend the aviation insurance program for 5 years and H.R. 3072, to designate the control tower at Memphis Airport as the "Omlie Tower".

## NATIONAL ZOOLOGICAL PARK

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds held a hearing on an award of a contract by the Smithsonian Institution in February 1980 to Olympic Construction Company providing for renovation of the reptile house and construction of nocturnal exhibits and crocodile exhibit at the National Zoological Park. Testimony was heard from the following officials of the Department of Justice: Robert Haines, Agent in Charge, Office of Congressional Affairs, FBI and Robert McConnell, Assistant Attorney General, and John F. Jameson, Assistant Secretary for Administration, Smithsonian Institution.

## OVERSIGHT

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials and the Subcommittee on Science, Research and Technology concluded joint oversight hearings on the National Materials and Minerals Policy, Research and Development Act of 1980 and also considered H.R. 4281, Critical Materials Act of 1981. Testimony was heard from Dr. Joel Hirshorn, Office of Technology Assessment and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Veterans' Affairs:* Subcommittee on Compensation, Pension and Insurance held a hearing on the following bills: H.R. 4308, to amend title 38 of the United States Code to provide that progressive muscular atrophy or amyothrophic lateral sclerosis developing a 10 percent or more degree of disability within 7 years after separation from active service during a period of war shall be presumed to be service connected; H.R. 5144, to amend title 38, United States Code, to make members of Senior Reserve Officers' Training Corps programs who are injured during summer military camp eligible for compensation benefits administered by the Veterans' Administration; H.R. 5709, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans; to increase the rates of dependency and indemnity compensation for surviving spouses and children of veterans; to discontinue duplicative payments to certain veterans; to increase the level of disability required for the payment of dependents' allowances; and to provide for cost-saving improvements in veterans' programs; H.R. 6039, to amend title 38, United States Code, to correct a technical error with respect to dependency and indemnity compensation; H.R. 6040, to amend title 38, United States Code, to provide eligibility for burial benefits from the Veterans' Administration for certain veterans whose remains are unclaimed; H.R. 6041, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to furnish a burial flag to the next of kin of persons who are buried in Arlington National Cemetery or in national cemeteries administered by the Veterans' Administration but who are not currently eligible for burial flags; and a draft bill to offset from VA benefits amounts received from another financial settlement for the same injury or death. Testimony was heard from Representative Smith of New Jersey; Dorothy Starbuck, Chief Benefits Director, VA and representatives of various veterans' organizations.

## END-STAGE RENAL DISEASE PROGRAM

*Committee on Ways and Means:* Subcommittee on Oversight held a hearing on the proposed end-stage renal disease regulations. Testimony was heard from Dr. Carolyn Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services and public witnesses.

### PUBLIC ASSISTANCE—UNEMPLOYMENT

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation continued hearings on the Administration's fiscal year 1983 budget proposals and other public assistance and unemployment compensation proposals. Testimony was heard from Representatives Schroeder, Dicks and Eckart; Kenneth Cory, Controller, State of California; Lewis E. Harris, Assistant Commissioner for Administration, Department of Human Services, State of Tennessee and Stan Meade, Comptroller, Department of Health and Human Services, State of Louisiana and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, April 26, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 7654–7693*

**Bills Introduced:** Two bills and four resolutions were introduced, as follows: S. 2434–2435, S. Con. Res. 83, and S. Res. 374–376.

Page 7674

**Bills Reported:** Reports were made as follows:

S. Res. 360, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense.

S. 995, providing for contribution of damages in antitrust price fixing suits, with an amendment (with additional views) (S. Rept. No. 97–359).

S. 2158, providing Federal incentives for States to enact an antidrunk driving statute meeting specific basic standards, and authorizing $25 million for fiscal year 1983 and $50 million for fiscal year 1984 for Title I, providing incentive grants for States with strict driving while intoxicated statutes, and authorizing $3.2 million for fiscal year 1983, $1.5 million for fiscal year 1984, and $2.1 million for fiscal year 1985 for Title II, establishing a National Driver Register to assist driver licensing officials of participating States in exchanging information on individual driving records, with an amendment in the nature of a substitute (with additional views) (S. Rept. No. 97–360).

S. 2252, authorizing funds for fiscal years 1983 and 1984 for the U.S. Coast Guard, Department of Transportation, with amendments (S. Rept. No. 97–361).

Pages 7673–7674

**Measures Passed:**

*Canadian Constitution:* Senate agreed to S. Con. Res. 83, noting the proclamation in Ottawa on April 17, 1982, by Her Majesty Queen Elizabeth II, Queen of Canada, announcing the patriation of the Canadian Constitution from the United Kingdom to Canada and extending to the Parliament, the Government, and the people of Canada its warmest congratulations on the attainment of constitutional patriation.

Pages 7656–7657

*Commendation of Israel:* Senate agreed to S. Res. 374, commending the government and the people of Israel for withdrawal from the Sinai Peninsula, and expressing confidence that Israel and Egypt will continue the process of normalization and realize fully the fruits of peaceful coexistence.

Pages 7665–7671

*Death of Representative Ashbrook:* Senate agreed to S. Res. 375, relative to the death of the Honorable John M. Ashbrook, late a Representative from the State of Ohio.

Pages 7670–7671

**Nominations:** Senate received the following nominations:

George C. Pratt, of New York, to be U.S. Circuit Judge for the Second Circuit.

Maurice M. Paul, to be U.S. District Judge for the Northern District of Florida.

Marvin E. Breazeale, to be U.S. Marshal for the Southern District of Mississippi.

D. Bruce Merrifield, of Connecticut, to be an Assistant Secretary of Commerce.

Arthur J. Dellinger, Sr., of California, to be Deputy Inspector General of the Department of Energy.

James K. Asselstine, of Virginia, to be a Member of the Nuclear Regulatory Commission.

A. Lawrence Chickering, of California, Jeffrey Hart, of New Hampshire, Gertrude Himmelfarb, of New York, James C. LaForce, Jr., of California, Rita Ricardo-Campbell, of California, and Peter J. Stanlis, of Illinois, each to be a Member of the National Council on the Humanities.

1 Navy nomination in the rank of Admiral.

Routine list of Navy nominations.

Pages 7692–7693

**Presidential Messages:** Senate received the following messages from the President:

(1) Reporting one revision to an existing rescission proposal reducing the amount proposed for rescission by $3.4 billion, three new deferrals of budget authority totaling $87.5 million, and two revisions to existing deferrals increasing the amount deferred by $1 million. Referred jointly to the Com-

mittees on the Budget, Appropriations, Banking, Housing, and Urban Affairs, Foreign Relations, Agriculture, Nutrition, and Forestry, and Commerce, Science, and Transportation. (PM—129).

(2) Transmitting the Fifth Annual Report of the National Institute of Building Sciences. Referred to the Committee on Banking, Housing, and Urban Affairs. (PM—130).

(3) Transmitting the 1981 Annual Report on the operation of the Alaska Railroad, covering period from October 1, 1980 through September 30, 1981. Referred to the Committee on Commerce, Science, and Transportation. (PM—131).

Page 7673

**Messages From the President:** Page 7672

**Messages From the House:** Page 7673

**Measures Referred:** Page 7672

**Communications:** Page 7673

**Statements on Introduced Bills:** Pages 7674–7675

**Amendments Submitted for Printing:** Page 7675

**Notices of Hearings:** Page 7676

**Additional Statements:** Pages 7675–7692

**Nominations:** Pages 7692–7694

**Recess:** Senate convened at 12 Noon, and in accordance with S. Res. 375, and as a further mark of respect to the memory of the late Rep. John M. Ashbrook, of Ohio, recessed at 4:22 p.m., until 9:45 a.m., on Tuesday, April 27, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 7692.)

## *Committee Meetings*

### APPROPRIATIONS—FAA/UMTA

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Federal Aviation Administration, receiving testimony from its Administrator, J. Lynn Helms.

On Friday, April 23, the subcommittee held hearings on proposed budget estimates for fiscal year 1983 for the Urban Mass Transportation Administration, receiving testimony from its Administrator, Arthur Teele.

Subcommittee will meet again on Thursday, April 29.

### APPROPRIATIONS—TREASURY

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1983 for the Department of the Treasury, receiving testimony in behalf of funds for the Office of the Secretary, Bureau of Government Financial Operations, Bureau of the Public Debt, and Bureau of the Mint from Cora P. Beebe, Assistant Secretary of the Treasury for Administration, and Arthur D. Kallen, Director, Office of Budget and Program Analysis, Department of the Treasury; in behalf of funds for the Federal Law Enforcement Training Center and the U.S. Secret Service from John M. Walker, Jr., Assistant Secretary of the Treasury for Enforcement and Operations, and Ms. Beebe and Mr. Kallen; in behalf of funds for the U.S. Customs Service from William VonRaab, Commissioner, and Alfred R. DeAngelus, Deputy Commissioner-designate; and in behalf of funds for the Bureau of Alcohol, Tobacco and Firearms from Stephen E. Higgins, Acting Director BATF.

Subcommittee will meet again on Monday, May 3.

### AUTHORIZATIONS—MILITARY CONSTRUCTION

*Committee on Armed Services:* On Friday, April 23, the Subcommittee on Military Construction concluded joint hearings with the Committee on Appropriations' Subcommittee on Military Construction on S. 2205, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, and S. 1986, revising certain provisions of law relating to military construction and military family housing, after receiving testimony from Senators Pressler, Abdnor, Melcher, and Baucus; and Sgt. Major C. A. McKinney (USMC), Ret., Non-Commissioned Officers Association; Colonel David Palmer, Reserve Officers Association; Maj. General Francis S. Greenlief (NGUS), Ret., National Guard Association; Frank Warren, Association of General Contractors; Carroll N. LeTellier, Sverdrup, Parcel, and Associates; and Everett Thompson, Committee on Federal Procurement of Architect/Engineer Services, all of Washington, D.C.

### NOMINATION

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces concluded hearings on the nomination of Richard L. Wagner, Jr., of California, to be Chairman of the Military Liaison Committee, Department of Energy, after the nominee testified and answered questions in his own behalf.

### AUTHORIZATIONS—ENERGY DEFENSE PROGRAMS

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces concluded closed hearings on S. 2286, authorizing funds for fiscal years 1983 for national security programs of the Department of Energy, after receiving testimony from Herman E. Roser, Assistant Secretary of Energy for Defense Programs; Admiral Kinnaird R. McKee, Deputy Assistant Secretary of Energy for Naval Reactors; Richard L. Wagner, Assistant to the Secretary of Defense for Atomic Energy; Roger E. Batzel, Lawrence Livermore Laboratory, Livermore, California; George C. Dacey, Sandia Laboratories, Albuquerque, New Mexico; and Donald M. Kerr, Jr., Los Alamos Laboratory, Los Alamos, New Mexico.

## AUTHORIZATIONS—MASS TRANSIT

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Housing and Urban Affairs held hearings on S. 2367 and 2377, bills authorizing funds through fiscal year 1986 for Federal transit assistance programs of the Urban Mass Transportation Administration, Department of Transportation, receiving testimony from Andrew L. Lewis, Jr., Secretary of Transportation; Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; John Houston, Public Service Research Council, Vienna, Virginia; and William Lindner, Transport Workers Union of America, New York City.

Hearings continue on Wednesday, April 28.

## CABLE TELECOMMUNICATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications began hearings on S. 2172, creating a jurisdictional framework to apportion the authority regulating cable systems between the Federal and State governments, and providing for a competitive marketplace for cable systems in the telecommunications industry, receiving testimony from Bernard J. Wunder, Jr., Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration; Mark S. Fowler, Chairman, Federal Communications Commission; Thomas E. Wheeler, National Cable Television Association, Washington, D.C.; Mayor Helen Boosalis, Lincoln, Nebraska; Mayor Paul Steele, Wheeler, Oregon; Stephen R. Effros, Community Antenna Television Association, Fairfax, Virginia; Rita Stull, Cincinnati Office of Cable Communications, Cincinnati, Ohio, on behalf of The National Association of Telecommunications Officers and Advisors; Malcolm Ian Grant Gilchrist, Warberg Paribas Becker—A. G. Becker, Incorporated San Francisco, California; Paul I. Bortz, Browne, Bortz and Coddington, Denver, Colorado; Thomas Reifenheiser, Chase Manhattan Bank, New York City; Robert L. Schmidt, Communications Technology Management, Inc., McLean, Virginia; Ralph J. Swett, Times Mirror Cable Television, Incorporated, Irvine, California; Edward Kearse, New York State Commission on Cable Television, Albany; and James A. Monroe, Arizona Cable Television Association, Scottsdale.

Hearings continue on tomorrow.

## WORLD PETROLEUM OUTLOOK

*Committee on Energy and Natural Resources:* On Friday, April 23, the committee concluded hearings on the world petroleum outlook, focusing on the near-term outlook for international supplies of oil and the forces which may affect this supply, after receiving testimony from Dennis O'Brien, Deputy Assistant Secretary of Energy for International Affairs; Herman T. Franssen, International Energy Agency, Paris, France; John Lichtblau, Petroleum Industry Research Foundation, New York City; Larry Goldmuntz, Economics and Science Planning, and Melvin A. Conant, Conant and Associates, both of Washington, D.C.; and Ted Eck, Standard Oil of Indiana, Chicago, Illinois.

## ENERGY—RESEARCH AND DEVELOPMENT PROGRAMS

*Committee on Energy and Natural Resources:* Subcommittee on Energy Research and Development resumed oversight hearings on the Department of Energy's research and development programs, receiving testimony from David O. Webb, Gas Research Institute, William Podolny, United Technologies, Dave Brown, MHD Industrial Forum, Joseph Yancik, National Coal Association, Norval E. Carey, General Atomic Company, Warren P. Chernock, Combustion Engineering, Inc., Samuel E. Enfield, Solar Lobby, Byron J. Washom, Solar Energy Industries Association, Jack Casazza, Institute of Electrical and Electronics Engineers, Inc., and Mike McCormack, all of Washington, D.C., Bernard Lee, Institute of Gas Technology, Chicago, Illinois; George H. Lawrence, American Gas Association, Arlington, Virginia; R. F. Walker, Gas-Cooled Reactor Associates, LaJolla, California; Alexander J. Glass, KMS Fusion, Inc., Ann Arbor, Michigan; Joel B. Stronberg, Brick Institute of America, McLean, Virginia; and Lloyd R. Lawrence, Jr., Mechanical Technology Incorporated, Latham, New York.

Hearings were recessed subject to call.

## AUTHORIZATIONS—SOLID WASTE DISPOSAL/RESOURCE CONSERVATION AND RECOVERY

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded hearings on S. 2431 and 2432, bills authorizing funds for fiscal years 1983 and 1984 for programs of the Solid Waste Disposal Act and Resource Conservation and Recovery Act, after receiving testimony from Rita M. Lavelle, Assistant Administrator for Solid Waste and Emergency Response, Michael A. Alushin, Acting Deputy Enforcement Counsel, and Gary Dietrich and Lamar Miller, both Staff Assistants, all of the Environmental Protection Agency; Joel S. Hirschhorn, Project Director, Office of Technology Assessment; Massachusetts State Senator Carol Amick, Boston; Philip A. Palmer, E. I. du Pont de Nemours and Company, Wilmington, Delaware, on *try,* receiving testimony from H. Carlisle Besuden, The Lexington Herald, Lexington, Kentucky; Orion Samuelson, WGN Radio-TV, Chicago, Illinois; Al Swegle, Cedar Rapids Gazette, Cedar Rapids, Iowa; and Mike Henry, Agricultural Alert, Sacramento, California.

Hearings were recessed subject to call.

### AUTHORIZATIONS—DEPARTMENT OF STATE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 1193, authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for the Department of State, authorizing funds for fiscal year ending September 30, 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for the International Communications Agency, and authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for the Board for International Broadcasting, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, May 3, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 8401–8472*

**Bills Introduced:** Six bills and one resolution were introduced, as follows: S. 2468–2473 and S. Con. Res. 88.

Page 8447

**Bills Reported:** Reports were made as follows:

S. 1519, designating certain national wildlife refuge lands in Florida as the Florida Keys Wilderness (S. Rept. No. 97–377).

S.J. Res. 127, granting official recognition to the international ballet competition held in Jackson, Mississippi.

Report to accompany S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States (S. Rept. No. 97–378).

Page 8446

**Measure Passed:**

*Budget Act Waiver:* Senate agreed to S. Res. 360, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2248, Department of Defense Authorizations, 1983.

Pages 8420–8421

**Department of Defense Authorizations, 1983:** Senate began consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense, with a committee amendment in the nature of a substitute.

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, May 4.

Pages 8421–8436

**Confirmations:** Senate confirmed the following nominations:

Samuel K. Lessey, Jr., of New Hampshire, to be Inspector General of the U.S. Synthetic Fuels Corporation.

Robert W. Gambino, of Virginia, to be Deputy Inspector General of the U.S. Synthetic Fuels Corporation.

Page 8481

**Nominations:** Senate received the following nominations:

Robert Anderson, of the District of Columbia, to be Ambassador to the Dominican Republic.

Edward N. Brandt, Jr., of Texas, to be U.S. Representative on the Executive Board of the World Health Organization.

Gilbert G. Pompa, of Texas, to be Director, Community Relations Service.

One Army nomination in the rank of General.

Routine lists of Navy, Air Force, Marine Corps and Coast Guard nominations.

Pages 8471–8480

**Nomination Withdrawn:** Senate received notification of the withdrawal of an Army nomination in the rank of General.

Page 8481

**Messages From the President:** Page 8446

**Communications:** Pages 8446–8447

**Statements on Introduced Bills:** Pages 8447–8460

**Notices of Hearings:** Page 8461

**Committee Authority To Meet:** Page 8461

**Additional Statements:** Pages 8461–8470

**Nominations:** Pages 8471–8480

**Confirmations:** Page 8481

**Recess:** Senate convened at 12 noon and recessed at 5:48 p.m., until 11:30 a.m., on Tuesday, May 4, 1982.

## *Committee Meetings*

### CHINA—FOOD FOR PEACE

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded hearings on those provisions of the Public Law 480 program providing for the sales of agricultural commodities on concessional terms and the donation of food, respectively, focusing on the eligibility of the People's Republic of China to participate in the food assistance programs of the U.S. government, as contained in S. 2227, proposed International Security and Development Cooperation Act, after receiving testimony from Thomas P. Shoesmith, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; James Ross, Assistant General Sales Manager, Department of Agriculture; and Ray S. Cline, Georgetown Center for Strategic and International Affairs, Washington, D.C.

## APPROPRIATIONS—LABOR, HHS, EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Health Services Administration, Centers for Disease Control, and the National Cancer Institute from numerous public witnesses.

Hearings continue on tomorrow.

## APPROPRIATIONS—TRANSPORTATION

*Committee on Appropriations.* Subcommittee on Transportation and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1983 for the Department of Transportation and certain related agencies, receiving testimony from numerous public witnesses.

On Friday, April 30, the subcommittee continued hearings on proposed budget estimates for fiscal year 1983 for the Department of Transportation and certain related agencies, receiving testimony from Senator Dodd; and numerous public witnesses.

## APPROPRIATIONS—IRS/TREASURY/ EXECUTIVE OFFICE

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Office of the Secretary of the Treasury from Donald T. Regan, Secretary of the Treasury; in behalf of funds for operating expenses of the Internal Revenue Service from Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service, Department of the Treasury; and in behalf of funds for the Executive Office of the President (except the Office of Management and Budget) from John F. W. Rogers, Deputy Assistant to the President for Management and Director, Office of Administration.

Subcommittee will meet again on tomorrow.

## U.S. FISHERIES

*Committee on Commerce, Science, and Transportation:* On Friday, April 30, the committee concluded hearings on S. 2450, authorizing funds for fiscal years 1983, 1934, and 1985 for programs of Magnuson Fishery Conservation and Management Act, to improve the conservation and management of U.S. fisheries, after receiving testimony from Senator Mitchell; Resident Commissioner Baltasar Corrada; William Gordon, Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce; Patrick Carroll, New England Fishery Management Council, Saugus, Massachusetts; Harry T. Kami, Western Pacific Fishery Management Council, Honolulu, Hawaii; Jim H. Branson, North Pacific Fishery Management Council, Anchorage, Alaska; B. J. Putnam, Gulf of Mexico Fishery Management Council, Tampa, Florida; Hector Vega, Caribbean Fishery Management Council, Hato Ray, Puerto Rico; John Bryson, Mid Atlantic Fishery Management Council, Dover, Delaware; O. B. Lee, Jr., South Atlantic Fishery Management Council, Charleston, South Carolina; Herman McDevitt, Pacific Fishery Management Council, John Donaldson, Oregon Department of Fish and Wildlife, and Harold Culpus and Johnson Meninick, both of the Columbia River Inter-Tribal Fish Commission, all of Portland, Oregon; Ronald Skoog, Alaska Department of Fish and Game, Juneau; Guy McMinds, Jr., Northwest Indian Fisheries Commission, Tahola, Washington; and Lucy Sloan, National Federation of Fishermen, Brock Adams, on behalf of the Japan Fisheries Association, and Ron Jensen, National Fisheries Institute, all of Washington, D.C.

## ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee held hearings on S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, receiving testimony from William P. Pendley, Deputy Assistant Secretary of the Interior for Energy and Minerals; Wilbur D. Campbell, Acting Director, Accounting and Financial Management Division, General Accounting Office; David F. Linowes, former Chairman, Commisson on Fiscal Accountability of the Nation's Energy Resources, Charles DiBona, American Petroleum Institute, Ed Gabriel and John Butler, both on behalf of the Council of Energy Resource Tribes, and Laurence R. Steenberg, American Petroleum Refiners Association, all of Washington, D.C.; Saul Goodman, Rogovin, Huge and Lenzner, representing the Shoshone and Arapahoe Indian Tribes, Wind River Reservation, Wyoming; Charles Mankin, Arvada, Colorado, representing the American Institute of Professional Geologists; and H. Pete Smith, on behalf of the Independent Refiners Association of California, Los Angeles.

Hearings were recessed subject to call.

### AUTHORIZATIONS—FEDERAL-AID HIGHWAY PROGRAM

*Committee on Environment and Public Works:* On Friday, April 30, the Subcommittee on Transportation approved for full committee consideration with an amendment S. 2315, authorizing funds through fiscal year 1987 for the Federal-aid highway program.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Gregory J. Newell, of Virginia, to be Assistant Secretary of State of International Organizational Affairs, after the nominee testified and answered questions in his own behalf. Testimony was also received from former Ambassador Charles S. Whitehouse, American Foreign Service Association, Washington, D.C.

### STRATEGIC NUCLEAR BALANCE

*Committee on Foreign Relations:* On Friday, April 30, the committee resumed hearings on the current state of the U.S.-Soviet strategic nuclear balance, receiving testimony from James R. Schlesinger and Harold Brown, both former Secretaries of Defense.

Hearings continue on Tuesday, May 11.

### NOMINATIONS

*Committee on Foreign Relations:* On Friday, April 30, Committee concluded hearings on the nominations of Manfred Eimer, of Maryland, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency, Maynard Glitman, of Vermont, for the rank of Ambassador while serving as Department of State Representative and Deputy Head of the U.S. Delegation to the Intermediate Range Nuclear Force Negotiations, James E. Goodby, of New Hampshire, for the rank of Ambassador during the tenure of his service as Vice Chairman, U.S. Delegation to the Strategic Arms Reductions Talks (START), and Department of State Representative, Louis G. Fields, Jr., of Virginia, for the rank of Ambassador while serving as the U.S. Representative of the Committee on Disarmament, and Ronald L. Trowbridge, of Michigan, to be an Associate Director of the International Communication Agency, after the nominees testified and answered questions in their own behalf. Mr. Fields was introduced by Senator Warner.

### BANKRUPTCIES

*Committee on the Judiciary:* Subcommittee on Courts concluded hearings on S. 2297, revising certain provisions of the Bankruptcy Reform Act of 1978, to protect the interests of shopping centers and their tenants in the event of a bankruptcy, after receiving testimony from Senator Heflin; Nathan B. Feinstein, Cohen, Shapiro, Polisher, Sheikman, and Cohen, Philadelphia, Pennsylvania; Lawrence D. Cherkis, Wachtell, Lipton, Rosen & Katz, New York City; George Lambros, Lambros Realty, Missoula, Montana; Howard C. Oliver, Jim Wilson & Associates, Montgomery, Alabama; Wallace R. Woodbury, Woodbury Corporation, Salt Lake City, Utah; and John Holmes, Sr., Merchants Association, Frederick, Maryland.

### NOMINATION

*Committee on Labor and Human Resources:* Committee approved for reporting the nomination of Clarence Thomas, of Maryland, to be a Member of the Equal Employment Opportunity Commission.

### INTERNATIONAL BALLET COMPETITION

*Committee on Labor and Human Resources:* On Friday, April 30, the committee approved for reporting S.J. Res. 127, granting official recognition to the international ballet competition held in Jackson, Mississippi.

### AUTHORIZATIONS—NATIONAL INSTITUTE ON DRUG ABUSE/ALCOHOL ABUSE AND ALCOHOLISM

*Committee on Labor and Human Resources:* On Friday, April 30, the Subcommittee on Alcoholism and Drug Abuse approved for full committee considerations S. 2365, authorizing funds for fiscal years 1983 and 1984 for the National Institute on Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 6250–6255; and 3 resolutions, H.J. Res. 472, H. Con. Res. 325, and H. Res. 447 were introduced.

Page 8509

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Bevill as Speaker pro tempore for today.

Page 8482

**Referrals:** Sixteen Senate-passed measures were referred to the appropriate House committees.

Page 8508

**Adjournment:** Met at noon and adjourned at 1:46 p.m.

## *Committee Meetings*

### FOREIGN MILITARY SALES/HOST NATION SUPPORT/FUEL AND ENERGY

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Foreign Military Sales, Host

Nation Support, and fuel and energy issues. Testimony was heard from Herbert K. Morris, Comptroller, Defense Security Assistance Agency; General Accounting Office witnesses; and Lawrence J Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics.

## FOSSIL ENERGY/PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

*Committee on Appropriations:* Subcommittee on the Interior held a hearing on fossil energy. Testimony was heard from Jan Mares, Assistant Secretary, Fossil Energy, Department of Energy.

Will continue tomorrow.

On April 30, Subcommittee held a hearing on the Pennsylvania Avenue Development Corporation. Testimony was heard from Max Berry, Chairman, Board of Directors, Pennsylvania Avenue Development Corporation.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation heard testimony from Members of Congress and public witnesses.

Will continue tomorrow.

## HEALTH PLANNING REAUTHORIZATION

*Committee on Energy and Commerce:* On April 30, the Subcommittee on Health and the Environment held a hearing on the reauthorization of health planning. Testimony was heard from Dr. Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services; Robert E. Peterson, Senior Associate Director, Human Resources Division of the General Accounting Office; and public witnesses.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* On April 30, the Subcommittee on Public Lands and National Parks continued oversight hearings on implementation of the Alaska National Interest Lands Conservation Act of 1979. Testimony was heard from John B. Crowell, Jr., Assistant Secretary for Natural Resources and Environment, Department of Agriculture; William P. Horn, Deputy Undersecretary of the Interior; and departmental witnesses.

## OCEANS AND ATMOSPHERE COMMITTEE

*Committee on Merchant Marine and Fisheries:* On April 30, Subcommittee on Oceanography held a hearing on and approved for full committee action H.R. 6197, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal years 1983 and 1984. Testimony was heard from James Winchester, Associate Administrator, National Oceanic and Atmospheric Administration, and Dr. John A. Knauss, Chairman, National Advisory Committee on Oceans and Atmosphere.

## NUTRITIONAL STATUS

*Committee on Science and Technology:* On April 29, the Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on the fortification of cereal grains with essential vitamins and minerals. Testimony was heard from Dr. Sandy Miller, Director, Bureau of Foods, Food and Drug Administration; Dr. Esther Winterfeldt, Department of Agriculture; and public witnesses.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive resumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

## DATA ON LEGISLATIVE ACTIVITY

January 25 through April 30, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 46 | 44 | ... |
| Time in session | 268 hrs., 24' | 109 hrs., 38' | |
| Congressional Record: | | | |
| Pages of proceedings | 4,388 | 1,698 | ... |
| Extensions of Remarks | ... | ... | 1,963 |
| Public bills enacted into law | 14 | 14 | 28 |
| Private bills enacted into law | 1 | 1 | 2 |
| Bills in conference | 1 | 4 | ... |
| Bills through conference | ... | ... | ... |
| Measures passed, total | 137 | 87 | 224 |
| Senate bills | 38 | 10 | ... |
| House bills | 11 | 25 | ... |
| Senate joint resolutions | 19 | 8 | ... |
| House joint resolutions | 11 | 14 | ... |
| Senate concurrent resolutions | 8 | 3 | ... |
| House concurrent resolutions | 5 | 7 | ... |
| Simple resolutions | 45 | 20 | ... |
| Measures reported, total | *123 | *70 | 193 |
| Senate bills | 48 | 4 | ... |
| House bills | 12 | 47 | ... |
| Senate joint resolutions | 19 | ... | ... |
| House joint resolutions | ... | 3 | ... |
| Senate concurrent resolutions | 6 | ... | ... |
| House concurrent resolutions | ... | 1 | ... |
| Simple resolutions | 36 | 13 | |
| Special reports | ... | 7 | ... |
| Conference reports | ... | 1 | ... |
| Measures pending on calendar | 86 | 69 | ... |
| Measures introduced, total | 651 | 1,250 | 1,901 |
| Bills | 461 | 943 | ... |
| Joint resolutions | 56 | 90 | ... |
| Concurrent resolutions | 29 | 81 | |
| Simple resolutions | 105 | 136 | |
| Quorum calls | 31 | 2 | ... |
| Yea-and-nay votes | 93 | 49 | |
| Recorded votes | ... | 5 | ... |
| Bills vetoed | 1 | 1 | 2 |
| Vetoes overridden | ... | | |

*These figures include all measures reported, even if there was no accompanying report. A total of 69 reports have been filed in the Senate, a total of 78 reports have been filed in the House.

## DISPOSITION OF THE EXECUTIVE NOMINATIONS

January 25 through April 30, 1982

Army nominations, totaling 26,864, disposed of as follows:

| | |
|---|---|
| Confirmed | 24,549 |
| Unconfirmed | 2,315 |

Navy nominations, totaling 13,568 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 11,345 |
| Unconfirmed | 2,223 |

Air Force nominations, totaling 1,215 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 1,203 |
| Unconfirmed | 12 |

Marine Corps nominations, totaling 715, disposed of as follows:

| | |
|---|---|
| Confirmed | 714 |
| Unconfirmed | 1 |

Civilian nominations, totaling 1,780 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 1,114 |
| Unconfirmed | 661 |
| Withdrawn | 3 |
| Superseded by 1982 renomination confirmations | 2 |

### *Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session | 44,142 |
| Total confirmed | 38,925 |
| Total unconfirmed | 5,212 |
| Total withdrawn | 3 |
| Total superseded by 1982 renomination confirmations | 2 |

# *Tuesday, May 4, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 8525–8572*

**Bills Introduced:** Eleven bills and three resolutions were introduced, as follows: S. 2474–2484, S.J. Res. 194–195, and S. Con. Res. 89.

Page 8540

**Measure Passed:**

*National Clean Air Week:* Senate passed S.J. Res. 195, designating the week of May 2, 1982, through May 9, 1982, as "National Clean Air Week."

Pages 8535-8536

**Department of Defense Authorizations, 1983:** Senate continued consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, with a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Pending:

(1) Specter-Dixon unprinted amendment No. 902 (printed Amendment No. 1397), to provide that it is the sense of the Congress that the President should, at the earliest possible date, act to convene a summit meeting with leaders of the Government of the Union of Soviet Socialist Republics for the purpose of seeking to reduce the risk that nuclear war would occur from any cause and to establish a means for better controlling the use of, and reducing the stocks of nuclear weapons.

Page 8531

(2) Tower unprinted amendment No. 903 (printed Amendment No. 1398), (to Specter-Dixon unprinted amendment No. 902) (printed amendment No. 1397), of a perfecting nature.

Page 8529

During consideration of this measure today, Senate held a closed door session.

Page 8529

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, May 5.

Page 8572

Pages 8529-8535, 8572

**Confirmation:** Senate confirmed the nomination of William S. Price, to be U.S. Attorney for the Western District of Oklahoma.

Page 8572

**Messages From the House:** Pages 8539

**Communications:** Pages 8539-8590

**Statements on Introduced Bills:** Pages 8541-8559

**Amendments Submitted for Printing:** Page 8564

**Notices of Hearings:** Page 8564

**Committee Authority To Meet:** Pages 8564-8565

**Additional Statements:** Pages 8565-8572

**Confirmations:** Page 8572

**Quorum Call:** One quorum call was taken today. (Total—32)

Page 8528

**Recess:** Senate convened at 11:30 a.m., and recessed at 6:07 p.m., until 9:30 a.m., on Wednesday, May 5, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 8572.)

### *Committee Meetings*

#### APPROPRIATIONS—MULTILATERAL DEVELOPMENT BANKS

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for the multilateral development banks, receiving testimony from Donald T. Regan, Secretary of the Treasury.

Subcommittee will meet again on Thursday, May 6.

#### APPROPRIATIONS—SMITHSONIAN INSTITUTION/U.S. HOLOCAUST COUNCIL/ADVISORY COUNCIL ON HISTORIC PRESERVATION

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from S. Dillion Ripley, Secretary, Smithsonian Institution; Robert E. Agus, Director, U.S. Holocaust Memorial Council; and Alexander Aldrich, Chairman, Advisory Council on Historic Preservation.

Subcommittee will meet again on Thursday, May 6.

#### APPROPRIATIONS—STATE

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Department of State, receiving testimony from Alexander M. Haig, Jr., Secretary of State, and Richard T. Kennedy, Under Secretary of State for Management, and in behalf of funds for Radio Broadcasting to Cuba from Thomas O. Enders, Assistant Secretary of State for Inter-

American Affairs, all of whom were accompanied by their associates.

Subcommittee will meet again on Thursday, May 6.

## APPROPRIATIONS—GSA

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1983 for the General Services Administration, receiving testimony from Gerald P. Carmen, Administrator, GSA.

Subcommittee will meet again on Thursday, May 6.

## APPROPRIATIONS—LABOR, HHS, EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, for the Department of Health and Human Services, receiving testimony in behalf of funds for the National Heart, Lung and Blood Institute, National Institute of Neurological and Communicative Disorders and Stroke, National Institute of Arthritis, Diabetes, Digestive and Kidney Diseases, National Institute of Child Health and Human Development, National Institute of General Medical Sciences, National Institute of Dental Research, National Institute on Aging, National Institute of Environmental Health Sciences, National Eye Institute, Division of Research Resources, Health Care Financing Administration, and the Social Security Administration (including Office of Refugee Resettlement) from numerous public witnesses.

Hearings continue on tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee resumed markup of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon, and will meet again on tomorrow.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee began markup of S. 956, authorizing additional funds for programs of the Reclamation Safety of Dams Act (P.L. 95–578), S. 1573, restoring Lake Oswego, Oregon, as a non-navigable water of the United States, S. 1621, providing for the replacement of certain cast steel pump casings at the southern Nevada water project, and S. 2177, providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands, but did not complete action thereon, and will meet again tomorrow.

## CENTRAL AMERICA/CUBA

*Committee on Foreign Relations:* Committee began consideration of S.J. Res. 144, encouraging unconditional negotiations for the purpose of achieving a cease-fire and a political settlement in El Salvador, S. 2243, requiring specific authorization before the introduction of any U.S. armed forces into hostilities in El Salvador, S.J. Res. 158, reaffirming the 1962 resolution on Cuba banning a Soviet military base in Cuba, and S. 2370, requiring prior Congressional authorization for sending U.S. military personnel or furnishing military or security assistance to the Central American nations, but did not complete action thereon.

Also, committee resumed hearings on S. 2179, prohibiting the use of U.S. armed forces in El Salvador for combat, unless Congress has declared war or enacted specific authorization for such use of U.S. armed forces, the armed forces are necessary to meet a danger of attack upon the United States, and they are necessary to meet a danger to U.S. citizens and to evacuate such citizens, receiving testimony from Senator Robert C. Byrd; and began hearings on an original joint resolution relating to U.S. policy towards Central America and Cuba, receiving testimony from Steven Bosworth, Deputy Assistant Secretary of State for Inter-American Affairs.

Committee recessed subject to call.

## EXPORT CONTROLS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations began hearings on the effectiveness of the Federal Government to enforce export controls, focusing on the transfer of high technology to the Soviet Union and other Warsaw Pact nations, receiving testimony from Joseph Arkov, Los Angeles, California; Lara H. Baker, Jr., Los Alamos National Laboratory, Los Alamos, New Mexico; John D. Marshall, Santa Clara, California; and an incarcerated witness.

Hearings continue on tomorrow.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965, with an amendment in the nature of a substitute;

S.J. Res. 161, designating the week of June 28, 1982, through July 4, 1982, as "National Non-Commissioned Officer and Petty Officer Week"; and

The nomination of Evan L. Hultman, to be U.S. Attorney for the Northern District of Iowa.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 17 public bills, H.R. 6256–6272; and 8 resolutions, H.J. Res. 473–476, H. Con. Res. 326, and H. Res. 448–450 were introduced.
Pages 8659–8660

**Bills Reported:** Reports were filed as follows:

H. Res. 448, providing for the consideration of S. 146, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina (H. Rept. 97–498);

H. Res. 449, providing for the consideration of H.R. 5539, to amend and supplement the Federal reclamation laws (H. Rept. 97–499); and

H.R. 4861, to provide for the conservation, rehabilitation, and improvement of natural and cultural resources located on public or Indian lands, amended (H. Rept. 97–500).
Page 8659

**Private Calendar:** On the call of the Private Calendar the House took the following actions:

Sent to the Senate without amendment: H.R. 1826.

Passed over without prejudice: H.R. 1547, H.R. 1352, and H.R. 1830.
Page 8573

**Private Bill:** House agreed to the Senate amendments to H.R. 1681, a private bill—clearing the measure for the President.
Pages 8577–8578

**Halibut Fishery:** House passed S. 2244, to give effect to the Protocol amending the Convention for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea, signed in Washington, March 29, 1979—clearing the measure for the President.
Pages 8577–8578

**Korean Diplomatic Relations:** House agreed to S. Con. Res. 84, expressing the sense of the Congress on the occasion of the centennial of the establishment of diplomatic relations between the United States and Korea—clearing the measure.
Pages 8584–8585

**Suspensions:** House voted to suspend the rules and pass the following

*Falkland Islands:* H. Res. 441, amended, with respect to the Falkland Islands;
Pages 8585–8597

*Imprisonment of Benedict Scott:* H. Res. 200, expressing the sense of the House of Representatives with respect to the unjust imprisonment of Benedict Scott (Vytautas Skuodis) by the Government of the Soviet Union;
Pages 8598–8607

*Human rights in the Ukraine:* H. Con. Res. 205, amended, expressing the sense of the Congress with respect to violations of human rights by the Soviet Union in the Ukraine;
Pages 8607–8609

*Imprisonment of Mart Niklus:* H. Con. Res. 218, amended, expressing the sense of the Congress with respect to the imprisonment and treatment by the Government of the Soviet Union of Mart Niklus;
Pages 8609–8610

*Doctor Semyon Gluzman:* H.J. Res. 230, imploring the Union of Soviet Socialist Republics to allow Doctor Semyon Gluzman and his family to emigrate to Israel; and
Pages 8610–8611

*Yuli Kosharousky:* H. Res. 269, amended, calling upon the Union of Soviet Socialist Republics to permit the emigration of Yuli Kosharousky and his family to Israel.
Pages 8611–8613

**Collecting Debts Owed United States:** House completed all debate on the motion to suspend the rules and pass H.R. 4613, amended, to increase the efficiency of Government-wide efforts to collect debts owed the United States and to provide additional procedures for the collection of debts owed the United States, on which the vote was postponed until Wednesday, May 5.
Pages 8580–8584

**Adjournment:** Met at noon and adjourned at 5:14 p.m.

## *Committee Meetings*

### CEILINGS FOR FmHA AND RURAL DEVELOPMENT CREDIT PROGRAMS

*Committee on Agriculture:* Ordered reported as amended H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act.

### REA

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development held a hearing on the loan programs and lending policies of the Rural Electrification Administration. Testimony was heard from Representative Stangeland and public witnesses.

Hearings continue May 13.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on reprogrammings. Testimony was heard from departmental witnesses.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on fiscal year

1983 overview. Testimony was heard from the following officials of the District of Columbia: Marion Barry, Jr., Mayor and Arrington Dixon, Chairman, City Council.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations heard testimony from Ambassador Jeane K. Kirkpatrick, Permanent Representative to the United Nations.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation continued to hear testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

### TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government heard testimony from Donald T. Regan, Secretary of the Treasury and Murray L. Weidenbaum, Chairman, Council of Economic Advisers.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified naval intelligence briefing. The Committee was briefed by departmental witnesses.

### MISCELLANEOUS MEASURES; REPROGRAMING

*Committee on Armed Services:* Ordered reported the following bills: H.R. 6068, Intelligence Authorization Act for fiscal year 1983 and H. R. 6214, Military Construction Authorization Act, 1983.

The Committee also approved a reprograming. Prior to this action, the Committee held a hearing on the pending reprograming. Testimony was heard from Capt. James E. Hancock, Assistant Director, Budget and Reports, Office of the Comptroller, Department of the Navy.

### CONTRACTS

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems held a hearing on H.R. 5350, to amend chapter 137 of title 10, United States Code, to impose certain requirements on the awarding of sole-source contracts by the military departments. Testimony was heard from William A. Long, Deputy Under Secretary of Defense for Acquisition Management.

Hearings continue tomorrow.

### HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued markup of the Housing and Community Development Amendments of 1982.

Will continue tomorrow.

### OVERSIGHT-COAL MINE DISASTERS

*Committee on Education and Labor:* Subcommittee on Health and Safety concluded oversight hearings on the coal mine disasters which occurred in December of 1981 and January of 1982. Testimony was heard from Ford B. Ford, Assistant Secretary of Labor for Mine Safety and Health.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on the Tribally Controlled Community College Act. Testimony was heard from Roy Samsel, Deputy Assistant Secretary of the Interior for Indian Affairs.

### MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported the following measures: H. Con. Res. 322, regarding membership in the United Nations General Assembly and H. Res. 435, to urge the President of the United States to take appropriate action to protect United States exports of corn gluten. The Committee also heard Subcommittee recommendations on the Executive Branch Supplemental fiscal year 1983 Foreign Assistance Authorization request.

### COMMUNITY RELATIONS SERVICE AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on the authorization for the Community Relations Service of the Department of Justice. Testimony was heard from Gilbert G. Pompa, Acting Director, Community Relations Service, Department of Justice.

### COMMISSION ON CIVIL RIGHTS AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on the authorization for the U.S. Commission on Civil Rights. Testimony was heard from Clarence M. Pendleton, Chairman, U.S. Commission on Civil Rights.

### OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Crime continued oversight hearings on Bureau of Alcohol, Tobacco, and Firearms. Testimony was heard from Robert E. Powis, Deputy Assistant Secretary of the Treasury for Enforcement and public witnesses.

### MARITIME REGULATORY REFORM

*Committee on Merchant Marine and Fisheries:* Began markup of H.R. 4374, to improve the international ocean commerce transportation system of the United States.

Will continue May 11.

## LABOR-MANAGEMENT IMPASSE PROCEDURES

*Committee on Post Office and Civil Service:* Subcommittee on Investigations continued hearings on Federal labor-management impasse procedures. Testimony was heard from Kenneth E. Moffett, Director, Federal Mediation and Conciliation Service; Joseph F. Morris and Stephen Alpern, both with the U.S. Postal Service and a public witness.

## ECONOMIC DEVELOPMENT ACT AMENDMENTS

*Committee on Public Works and Transportation:* Subcommittee on Economic Development approved for full Committee action as amended H.R. 6100, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965.

## FOREIGN DIPLOMATIC MISSION PROTECTION ACT

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings approved for full Committee action as amended H.R. 6254, to amend title 3, United States Code, to clarify the function of the U.S. Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States.

Prior to this action, the Subcommittee held a hearing on H.R. 6254 and H.R. 5888, to amend title 3, United States Code, to provide improved protection for foreign diplomatic missions. Testimony was heard from Representative Ferraro; J. Robert McBrien, Special Assistant to the Assistant Secretary of the Treasury for Law Enforcement; Ambassador Jeane K. Kirkpatrick, Permanent Representative to the United Nations; from the following officials of the Department of State: Gordon E. Harvey, Deputy Director, Office of Security and Robert B. Bannerman, Chief, Domestic Operations, Office of Security; Charles Cobb, Assistant Commissioner for the Federal Protective Service, Public Buildings Service, GSA and Stanley Klein, Section Chief, Terrorism Program, Criminal Investigative Division, FBI, Department of Justice.

## VEHICLES—SIZE AND WEIGHT LIMITATIONS

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation held a hearing on size and weight limitations for vehicles operating on the Interstate System. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## HISTORIC PRESERVATION

*Committee on Rules:* Granted an open rule providing one hour of debate on S. 146, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina. Testimony was heard from Representatives Seiberling and Clausen.

## FEDERAL RECLAMATION LAWS AMENDMENTS

*Committee on Rules:* Granted an open rule providing two hours of debate on H.R. 5539, to amend and supplement the Federal reclamation laws. Testimony was heard from Chairman Udall and Representatives Kazen, Miller of California, Lujan, Clausen and Pashayan.

## SUBSTITUTES FOR ANIMALS IN RESEARCH

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology held a hearing on H.R. 6245, Humane Care and Development of Substitutes for Animals in Research Act. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. William F. Raub, Associate Director for Extramural Research and Training, NIH; Dr. Joe R. Held, Director, Research Services, NIH and Richard Ronk, Deputy Director, Bureau of Foods, FDA; from the following officials of the USDA: Dr. Dale F. Schwindaman, Senior Staff Veterinarian, Agriculture Care Staff, Animal Plant Health and Inspection Service and Roger Gerritts, Veterinarian, Agriculture Research Service and Dr. Jules Cass, Chief, Veterinary Medical Officer, VA.

## FAA AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials approved for full Committee action H.R. 6193, to authorize appropriations for fiscal year 1983 for research, engineering and development, and demonstration projects relating to aviation.

## INNOVATION

*Committee on Small Business:* Held a hearing on Innovation. Testimony was heard from Frank Swain, Chief Counsel for Advocacy, SBA and public witnesses.

## VETERANS' EMPLOYMENT PROGRAMS

*Committee on Veterans' Affairs:* Subcommittee on Education, Training and Employment held a hearing on veterans' employment programs administered by the Department of Labor. Testimony was heard from representatives of various veterans' organizations and public witnesses.

### CARIBBEAN BASIN

*Committee on Ways and Means:* Subcommittee on Trade continued markup of H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, May 5, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 8693–8797*

**Bills Introduced:** Fourteen bills and four resolutions were introduced, as follows: S. 2485–2498, S. Con. Res. 90–91, and S. Res. 384–385.

Pages 8742–8743

**Bills Reported:** Reports were made as follows:

S.J. Res. 161, designating the week of June 28, 1982, through July 4, 1982, as "National Non-Commissioned Officer and Petty Officer Week."

S. 2487, authorizing funds for fiscal year 1983 for intelligence activities of the U.S. Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community (S. Rept. No. 37–379).

S. Res. 384, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of Title IV, of S. 2487, listed above. Referred to the Committee on the Budget.

S. 2488, strengthening and improving the management of civilian personnel within the Defense Intelligence Agency (S. Rept. 97–380).

S. 1657, establishing a uniform Federal policy for the management and utilization of inventions developed under Federal contracts, with an amendment in the nature of a substitute (with additional and minority views) (S. Rept. No. 97–381).

S. 2261, authorizing funds for fiscal year 1983 for the U.S. Travel and Tourism Administration (S. Rept. No. 97–382).

Special report entitled "First Monetary Policy Report for 1982" (S. Rept. No. 97–383).

Page 8742

**Measures Passed:**

*Defense Intelligence Agency Personnel Management Improvement Act:* Senate passed S. 2488, strengthening and improving the management of civilian personnel within the Defense Intelligence Agency.

Pages 8702–8705

*Inclusion of Cabinet Officers:* Senate passed with an amendment in the nature of a substitute, S. 907, including Cabinet officers under the provisions of the U.S. Code relating to assassination, kidnaping and assault.

Pages 8728–8729

*Land Interest Conveyance:* Senate passed with an amendment S. 2154, requiring the Secretary of Agriculture to convey a revisionary interest held by the United States in certain lands located in Christian County, Kentucky, to the Shy Flat Tabernacle Cemetery, Inc., Christian County, Kentucky.

Page 8729

*Potato Research and Promotion Act:* Senate passed with an amendment, H.R. 2160, revising certain provisions of the Potato Research and Promotion Act to change the formula used by the National Potato Promotion Board to assess potato producers.

Pages 8730–8736

*Coast Guard Authorizations:* Senate passed S. 2252, authorizing funds for fiscal years 1983 and 1984 for the U.S. Coast Guard, Department of Transportation, after agreeing to committee amendments, and Baker (for Packwood) unprinted amendment No. 908, authorizing additional amounts for employee benefits authorized by law.

Pages 8736–8739

*National Theatre Week:* Senate passed S.J. Res. 131, designating the week of June 7 through 13, 1982, as "National Theatre Week," after agreeing to Robert C. Byrd (for Exon) unprinted amendment No. 909, of a technical nature.

Page 8739

*National P.O.W.–M.I.A. Recognition Day:* Senate passed S.J. Res. 160, designating July 9, 1982, as "National P.O.W.–M.I.A. Recognition Day."

Pages 8739–8740

*National Snowmobiling Month:* Senate passed S.J. Res. 182, designating January 1983 as "National Snowmobiling Month."

Page 8739

*Missing Children Day:* Senate passed S.J. Res. 189, designating May 25, 1982, as "Missing Children Day."

Page 8740

*Older Americans Month:* Senate agreed to S. Con. Res. 82, expressing the sense of the Congress that the people of the U.S. should observe the month of May 1982 as "Older Americans Month."

Pages 8740–8741

*International Ballet Competition:* Committee on Labor and Human Resources was discharged from the further consideration of H.J. Res. 361, granting official recognition to the international ballet competition, held in Jackson, Mississippi, and the measure was then passed.

S.J. Res. 127, companion measure, was indefinitely postponed.

Page 8740

**Department of Defense Authorizations, 1983:** Senate continued consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Jackson-Nunn unprinted amendment No. 904, increasing the amount that may be paid to certain members of the uniformed services in settlement of claims for damaged or lost personal property incident to service in a foreign country during the evacuation of personnel from, and the hostage crisis in Iran.

Page 8716

(2) Goldwater unprinted amendment No. 907, making adjustments to certain authorizations for classified programs and making corrections in tabulations.

• Page 8725

Pending:

(1) Specter-Dixon modified Amendment No. 1397, to provide that it is the sense of the Congress that the President should, at the earliest possible date, act to convene a summit meeting with leaders of the Government of the Union of Soviet Socialist Republics for the purpose of seeking to reduce the risk that nuclear war would occur from any cause and to establish a means for better controlling the use of, and reducing the stocks of nuclear weapons; and, further, that the President of the Union of Soviet Socialist Republics should, at the earliest possible date, respond to any invitation extended to him by the President of the United States to attend such a summit meeting.

Page 8715

A unanimous-consent agreement was reached providing for further consideration of the amendment on Thursday, May 6.

Page 8718

(2) Quayle unprinted amendment No. 906 (printed Amendment No. 1400), to retain the Department of Defense Dependents' Education System in the Department of Defense instead of being transferred to the Department of Education.

Page 8725

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, May 6.

Page 8718

Pages 8709-8728

**Confirmations:** Senate confirmed the following nominations:

Salvatore R. Martoche, to be U.S. Attorney for the Western District of New York.

Peter O. Murphy, of the District of Columbia, for the rank of Ambassador during his tenure of service as U.S. Negotiator on Textile Matters.

Herbert E. Ellingwood, of California, to be a Member of the Merit Systems Protection Board.

Page 8797

**Nominations:** Senate received the following nominations:

A. J. McNamara, to be U.S. District Judge for the Eastern District of Louisiana.

John W. Potter, to be U.S. District Judge for the Northern District of Ohio.

John A. Terry, to be an Associate Judge of the District of Columbia Court of Appeals.

Routine list of Marine Corps nominations.

Page 8797

**Messages From The President:** Page 8741

**Messages From The House:** Page 8741

**Measures Referred:** Page 8742

**Statements on Introduced Bills:** Pages 8743-8773

**Amendments Submitted for Printing:** Pages 8778-8783

**Notices of Hearings:** Pages 8784-8785

**Committee Authority To Meet:** Page 8784

**Additional Statements:** Pages 8784-8795

**Nominations:** Page 8797

**Confirmations:** Page 8797

**Recess:** Senate convened at 9:30 a.m., and recessed at 6:30 p.m., until 9:15 a.m., on Thursday, May 6, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 8796–8797.)

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported the following bills:

S. 2351, providing for the administration of the Agreement of the International Carriage of Perishable Foodstuffs, which establishes uniform inspection requirements for the equipment that transports perishable foods across national borders, with amendments in the nature of a substitute; and

S. 2314, authorizing funds for fiscal years 1983, 1984, and 1985 for farm and rural development loan programs of the Farmers Home Administration, with an amendment in the nature of a substitute.

Also, the committee adopted a proposed amendment which would strike those provisions making the People's Republic of China eligible to participate in the food assistance programs of the U.S. Government, as contained in S. 2227, proposed International Security and Development Cooperation Act.

## CHEMICAL WARFARE

*Committee on Appropriations:* Committee held hearings to review the Administration's proposal to start production of nerve gas and end a moratorium on chemical weapons production, receiving testimony from James F. Leonard, former Ambassador and Senior Official on chemical and biological warfare issues, Arms Control and Disarmament Agency; Rear Admiral Thomas D. Davies (USN-Ret.), former Assistant Director, ACDA; Saul Hormats, American Association for the Advancement of Science, Washington, D.C.; Matthew Meselson, Harvard University, Cambridge, Massachusetts; and Julian P. Robinson, University of Sussex, England.

Hearings continue on tomorrow.

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on naval shipbuilding and overhauls, receiving testimony from George A. Sawyer, Assistant Secretary of the Navy for Shipbuilding and Logistics; Vice Admiral Robert L. Walters, USN, Deputy Chief of Naval Operations (Surface Warfare); and Vice Admiral Earl B. Fowler, USN, Commander, Naval Sea Systems Command.

Subcommittee will meet again tomorrow.

## APPROPRIATIONS—NASA

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983 for the National Aeronautics and Space Administration, receiving testimony from James M. Beggs, Administrator, National Aeronautics and Space Administration.

Subcommittee will meet again on Tuesday, May 11.

## APPROPRIATIONS—HHS/EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Alcohol, Drug Abuse, and Mental Health Administration, Office of the Assistant Secretary for Health, the Health Resources Administration, Office of Human Development Services, Office of Community Services, and certain health and human services programs, Department of Health and Human Services; and for elementary and secondary education programs, bilingual education programs, and the impact aid program, Department of Education, from numerous public witnesses.

Hearings continue on tomorrow.

## MILITARY MEDICAL READINESS

*Committee on Armed Services:* Subcommittee on Manpower and Personnel held hearings on the medical readiness of the armed services, receiving testimony from John Beary, Acting Assistant Secretary of Defense for Legislative Affairs; Lt. General Paul W. Myers, USAF, Surgeon General; Lt. General B. T. Mittemeyer, USA, Surgeon General; and Vice Admiral William Cox, USN, Surgeon General.

Hearings were recessed subject to call.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued markup of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon, and will meet again on tomorrow.

## NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nominations of Vice Admiral James S. Gracey, U.S. Coast Guard, to be Commandant, and Rear Admiral Benedict L. Stabile, U.S. Coast Guard, to be Vice Commandant, each for the U.S. Coast Guard, after the nominees, who were introduced by Andrew L. Lewis, Jr., Secretary of Transportation, testified and answered questions in their own behalf.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following bills:

S. 1573, restoring Lake Oswego, Oregon, as a non-navigable water of the United States, with an amendment in the nature of a substitute;

S. 1621, providing for the replacement of certain cast steel pump casings at the southern Nevada water project, with an amendment; and

S. 2177, providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands.

Also, committee began consideration of S. 2332, extending until July 1, 1983, the expiration date of section 252, of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, but did not complete action thereon, and will meet again on Tuesday, May 11.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution approved for full committee consideration the following measures:

S. 2309, authorizing funds for fiscal years 1983, 1984, and 1985 to provide protection for endangered species of plants and animals, with amendments;

S. 2432, authorizing funds for fiscal years 1983 and 1984 for programs of the Solid Waste Disposal Act and Resource Conservation and Recovery Act;

An original bill authorizing funds for fiscal year 1983 for certain expiring programs of the Clean Water Act; and

An original bill authorizing funds for fiscal year 1983 for the Marine Protection, Research and Sanctuaries Act.

## EXPORT CONTROLS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings on the effectiveness of the Federal Government to enforce export controls, focusing on the transfer of high technology to the Soviet Union and other Warsaw Pact nations, receiving testimony from Jack Vorona, Director, Scientific an Technical Information, Defense Intelligence Agency, Department of Defense; John L. Martin, Acting Chief, Internal Security Section, Department of Justice; Glenn W. Fry and Fred Asselin, both subcommittee staff investigators; Theodore Greenberg, Assistant U.S. Attorney for the Eastern District of Virginia, Alexandria; Douglas Southard, Assistant District Attorney, County of Santa Clara, California; and John Maguire, Software A G of North America, Inc., Reston, Virginia.

Hearings continue on tomorrow.

## BLOCK GRANTS

*Committee on Governmental Affairs:* Subcommittee on Intergovernmental Relations held oversight hearings on the implementation of Federal block grants, receiving testimony from Missouri Governor Christopher S. Bond, Jefferson City, and Colorado Governor Richard D. Lamm, Denver, both on behalf of the National Governors' Association.

Hearings continue on Tuesday, May 11.

## FEDERAL PROCUREMENT SYSTEM

*Committee on Governmental Affairs:* Subcommittee on Federal Expenditures, Research and Rules held hearings on proposed legislation improving the efficiency of the Federal procurement system, receiving testimony from Senator Cohen; Donald E. Sowle, Administrator for Federal Procurement Policy, Office of Federal Procurement Policy, Office of Management and Budget; and Hugh E. Witt, United Technologies Corporation, Karen H. Williams, Crowell and Moring, and Lester A. Fettig, all former Administrators, Office of Federal Procurement Policy, Franz O. Ohlson, Jr., Aerospace Industries Association of America, and Vico E. Henriques, Computer and Business Equipment Manufacturers Association, all of Washington, D.C.

Hearings continue on Thursday, May 13.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of Beverly E. Ledbetter, of Rhode Island, to be an Assistant Attorney General, after the nominee, who was introduced by Senators Chafee and Pell, testified and answered questions in her own behalf.

## HANDGUN CONTROL

*Committee on the Judiciary:* Subcommittee on Criminal Law resumed hearings on proposals providing for a ban on the manufacture or sale of non-sporting handguns, mandatory sentences for the use of a firearm in committing a felony, and the preclearance procedure for the sale or transfer of any handgun, including the substance of S. 974 and related proposals, receiving testimony from Joe Albright, The Cox Newspapers, and N. T. Shields and Matthew Fenton IV, both of Handgun Control, Inc., all of Washington, D.C.; James Wright, University of Massachusetts, Amherst; David I. Caplan, New York City; and David Steinberg, National Council for a Responsible Firearms Policy, Alexandria, Virginia.

Hearings were recessed subject to call.

## VA MEDICAL AUTOMATED DATA PROCESSING SYSTEM

*Committee on Veterans' Affairs:* Committee concluded hearings on the role of management in planning for automated data processing systems to be used at multiple VA hospital sites, focusing on VA's recent directive regarding implementation of a decentralized automated data processing system for the Department of Medicine and Surgery, after receiving testimony from Charles T. Hagel, Deputy Administrator, Donald L. Custis, Chief Medical Director, Jack Sharkey, Assistant Administrator for the Office of Data Management and Telecommunications, and Kenneth Dickie, Chairman, Automated Data Processing Project Management Task Force for the Department of Medicine and Surgery, all of the Veterans' Administration; Frank J. Carr, Commissioner, and Francis A. McDonough, Deputy Commissioner, both for Government-Wide Management, Automated Data and Telecommunications Service, General Services Administration; Colonel John W. McGinnis, Director, and Alan Andreoni, Chief of Systems Planning Division, both of the Tri-Service Medical Information System Program Office, Office of the Assistant Secretary of Defense for Health Affairs; Thomas L. Lewis, Assistant Director for Information

Systems, The Clinical Center, National Institutes of Health, Department of Health and Human Services; and Paul G. Shapin, Fairfax Hospital Association, Virginia.

### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings followed by a closed briefing on intelligence matters, but made no announcements, and recessed subject to call.

### ORGANIZATIONAL MEETING

*Select Committee To Study Law Enforcement Activities of Components of the Department of Justice:* Committee met in open and closed session where it announced the appointment of the Chief Counsel and Deputy Chief Counsel.

Committee will meet again on Wednesday, May 12.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 21 public bills, H.R. 6273–6293; and 8 resolutions, H.J. Res. 477, H. Con. Res. 327–331, and H. Res. 451 and 452 were introduced.
**Page 8846**

**Bills Reported:** Reports were filed as follows:

H.R. 5726, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1983, amended (H. Rept. 97–501); and

H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management, amended (H. Rept. 97–502).
**Page 8846**

**Debt Collection Act:** By a yea-and-nay vote of 402 yeas to 3 nays with 1 voting "present", Roll No. 57, the House voted to suspend the rules and pass H.R. 4613, amended, to increase the efficiency of Government-wide efforts to collect debts owed the United States and to provide additional procedures for the collection of debts owed the United States. This bill was debated on Tuesday, May 4.
**Pages 8804–8805**

**Reclamation Laws Amendments:** House completed all general debate and began reading for amendment on H.R. 5539, to amend and supplement the Federal reclamation laws; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, May 6.

H. Res. 449, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 393 yeas to 5 nays, Roll No. 58.
**Pages 8805–8818**

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.
**Page 8845**

**Adjournment:** Met at 3 p.m. and adjourned at 6:30 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on intelligence overview and on Special Air Force Activities. Testimony was heard from departmental witnesses.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on governmental direction and support. Testimony was heard from Elijah Rogers, City Administrator and other officials of the District of Columbia.

Hearings continue tomorrow.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on U.N. programs. Testimony was heard from Nicholas Platt, Acting Assistant Secretary of State, Bureau of International Organizations Affairs.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on the Department of Housing and Urban Development. Testimony was heard from the following officials of the Department of Housing and Urban Development: Steven Bollinger, Assistant Secretary for Community Planning and Development and E. S. Savas, Assistant Secretary for Policy Development and Research.

Hearings continue tomorrow.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Bureau of Indian Affairs. Testimony was heard from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs.

Hearings continue tomorrow.

## TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation concluded testimony from Members of Congress and public witnesses.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on General Services Administration. Testimony was heard from Gerald Carmen, Administrator, GSA.

The Subcommittee also heard testimony from public witnesses.

## JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Representative Dicks; John Collins, Senior Specialist in National Defense, Congressional Research Service, Library of Congress; Gen. Andrew Goodpaster, USA (Ret.), former Commander in Chief, U.S. European Command and Gen. Russell Dougherty, USAF (Ret.), former Commander, Strategic Air Command.

Hearings continue tomorrow.

## MILITARY PAY

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation approved for full Committee action a clean bill to be introduced on military pay.

## CONTRACTS

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems continued a hearing on H.R. 5350, to amend chapter 137 of title 10, United States Code, to impose certain requirements on the awarding of sole-source contracts by the military departments. Testimony was heard from Senator Levin; Dr. Richard D. Webster, Deputy Assistant Secretary of Defense for Logistics and Materiel Management and Brig. Gen. C. F. Drenz, USA, Deputy Director for Contract Administrative Services, Defense Logistics Agency.

## HOME MORTGAGE LENDING INSTITUTIONS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulation, and Insurance approved for full Committee action as amended H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and insuring the availability of home mortgage loans.

## HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development approved for full Committee action a clean bill to be introduced, the Housing Urban Rural Recovery Act of 1982.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Continued hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

Hearings continue tomorrow.

## OVERSIGHT

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs continued oversight hearings on emergency preparedness in the Washington Metropolitan area. Testimony was heard from the following officials of the FAA, Department of Transportation: Walter Luffsey, Assistant Administrator for Aviation Standards and James Wilding, Director of Metropolitan Airports; from the following officials of the District of Columbia: John C. Connor, Deputy Chief of Police and Maurice D. Kilby, Deputy Fire Chief and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported as amended the following bills: H.R. 6250, The Community Renewal Employment Act; and H.R. 4861, to provide for the conservation, rehabilitation, and improvement of natural and cultural resources located on public or Indian lands.

## VOCATIONAL EDUCATION ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education and the Subcommittee on Select Education held a joint hearing on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on reindustrialization. Testimony was heard from public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Human Resources held an oversight hearing on the Runaway and Homeless Youth Program. Testimony was heard from Eleanor Chelimsky, Director, Institute for Program Evaluation, GAO; Clarence E. Hodges, Commissioner, Administration for Children, Youth and Families, Department of Health and Human Services and public witnesses.

## USED MOTOR VEHICLES

*Committee on Energy and Commerce:* Ordered reported H. Con. Res. 256, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles.

## RAIL ISSUES

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism approved for full Committee action a clean bill to be introduced, Rail Safety and Service Improvement Act of 1982.

## MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance approved for full Committee action the following bills: H.R. 6162, to authorize appropriations for the National Telecommunications and Information Administration for fiscal years 1983 and 1984 and H.R. 5008, amended, Communications Technical Amendments Act of 1981.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Began markup of the Executive Branch Supplemental fiscai year 1983 Foreign Assistance Authorization request.

Will continue tomorrow.

## SECURITY CLASSIFICATION

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on the Administration's changes to the Executive Order on Security Classification. Testimony was heard from Steven Garfinkel, Director, Information Security Oversight Affairs, GSA and Richard Willard, Deputy Assistant Attorney General, Civil Division, Department of Justice.

## MISCELLANEOUS MEASURES

*Committee on House Administration:* Ordered reported the following measures: H.R. 6256, amended, to authorize appropriations for the Federal Election Commission for fiscal year 1983; H.J. Res. 400, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial, and H.R. 6132, amended, to provide for adjusting the rate of interest paid on funds of the Smithsonian Institution deposited with the Treasury of the United States as a permanent loan.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police approved requests for the Offices of the Doorkeeper and the Clerk of the House.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported as amended the following bills: H.R. 5990, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and further borrowings for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House; and H.R. 4848, the Gladys Noon Spellman Parkway.

## DEEP SEABED HARD MINERAL RESOURCES ACT AUTHORIZATION

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining approved for full Committee action H.R. 6120, to reauthorize the Deep Seabed Hard Mineral Resources Act for fiscal years 1983, 1984, and 1985.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from departmental witnesses.

## CIVIL RIGHTS COMMISSION AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights approved for full Committee action H.R. 6191, to amend the Civil Rights Act of 1957 to authorize appropriations for the U.S. Commission on Civil Rights for the fiscal year ending September 30, 1983.

## FALSE IDENTIFICATION

*Committee on the Judiciary.* Subcommittee on Crime held a hearing on the following bills: H.R. 352, "False Identification Crime Control Act of 1981" and H.R. 6105, to provide criminal penalties for the mailing of identification documents bearing a false birth date. Testimony was heard from Senator Humphrey; Representative Hyde; Richard Kusserow, Inspector General, Department of Health and Human Services; John C. Keeney, Deputy Attorney General, Criminal Division, Department of Justice; Robert Powis, Deputy Assistant Secretary of the Treasury for Enforcement; Russell E. Booker, Jr., Director, Bureau of Vital Records, State of Virginia; John C. Skelton, Administrator for Investigative Services, Division of Motor Vehicles, State of Virginia; and a public witness.

## CRIMINAL CODE REVISION

*Committee on the Judiciary.* Subcommittee on Criminal Justice continued hearings on H.R. 1647, and related bills, Criminal Code Revision Act of 1981, with emphasis on capital punishment. Testimony was heard from public witnesses.

Hearings continue May 12

## REFUGEE ASSISTANCE AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law approved for full Committee action as amended H.R. 5879, "Refugee Assistance Amendments of 1982".

## BALANCED BUDGET

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued hearings on H.J. Res. 2, proposing an amendment to the Constitution of the United States to provide that appropriations made by the United States shall not exceed its revenues, except in time of war or national emergency; and to provide for the systematic paying back of the national debt, and related measures. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System, and a public witness.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Ordered reported the following bills: H.R. 5723, amended, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983; H.R. 6133, amended, to authorize appropriations to carry out the Endangered Species Act of 1973, as amended, through fiscal year 1984; H.R. 6113, amended, to amend title I of the Marine Protection, Research and Sanctuaries Act of 1972; H.R. 6112, to amend title II of the Marine Protection, Research and Sanctuaries Act of 1972; and H.R. 6197, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such act for fiscal years 1983 and 1984.

## DOD OVERSEAS EMPLOYEES

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service held a hearing on a proposed executive order relating to overseas employees of the Department of Defense. Testimony was heard from Jerry L. Calhoun, Deputy Assistant Secretary of Defense, Civilian Personnel Policy; James H. Michel, Deputy Legal Adviser, Department of State and public witnesses.

## JFK CENTER FOR THE PERFORMING ARTS; PUBLIC BUILDINGS POLICIES

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved for full Committee action H.R. 5566, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

Prior to this action, the Subcommittee held a hearing on H.R. 5566. Testimony was heard from Manus J. Fish, Jr., Regional Director, National Capital Region, National Park Service, Department of the Interior and from the following officials of the John F. Kennedy Center for the Performing Arts: Thomas R. Kendricks, Director of Operations and Harry McPherson, General Counsel.

The Subcommittee also held a hearing to review the public buildings policies of the Federal Government. Testimony was heard from the following officials of GSA: Ray Kline, Deputy Administrator and Richard Haase, Commissioner, Public Buildings Service.

## VEHICLES—SIZE AND WEIGHT LIMITATIONS

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation concluded hearings on size and weight limitations for vehicles operating on the Interstate System. Testimony was heard from Charles Swinburn, Deputy Assistant Secretary of Transportation for Policy and International Affairs and public witnesses.

## EPA AND NOAA AUTHORIZATIONS

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment approved for full Committee action bills to be introduced providing authorization for EPA for fiscal year 1983 and authorization for NOAA for fiscal year 1983.

## EARTHQUAKE HAZARDS REDUCTION ACT AUTHORIZATION

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology approved for full Committee action H.R. 6272, to amend the Earthquake Hazards Reduction Act of 1977 to extend authorization of appropriations.

## SMALL BUSINESS CONTRACT PAYMENT PROCEDURES ACT

*Committee on Small Business:* Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems held a hearing on H.R. 5022, Small Business Contract Payment Procedures Act. Testimony was heard from Robert A. Stone, Deputy Assistant Secretary of Defense for Facilities, Environment and Economic Adjustment and public witnesses.

## REVENUE RAISING PROPOSALS

*Committee on Ways and Means:* Held a hearing on revisions to the revenue proposals contained in the Administration's fiscal year 1983 budget. Testimony was heard from Donald T. Regan, Secretary of the Treasury.

### CARIBBEAN BASIN

*Committee on Ways and Means:* Subcommittee on Trade approved for full Committee action as amended H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin.

## *Joint Meeting*

### AUTHORIZATIONS—NRC

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, May 6, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 8978–9104*

**Bills Introduced:** Eleven bills and four resolutions were introduced, as follows: S. 2499–2509, S.J. Res. 196, and S. Res. 386–388.

Page 9043

**Bills Reported:** Reports were made as follows:

S. 2109, authorizing funds for the Commodity Futures Trading Commission, with an amendment in the nature of a substitute (S. Rept. No. 97–384).

Page 9042

**Measure Passed:**

*Authorizing Representation by Senate Legal Counsel:* Senate agreed to S. Res. 388, authorizing representation by the Senate Legal Counsel of a Senate employee in the case of *United States* v. *Anthony Accardo, et al.,* Case No. 81–230–CR–JWK, before the U.S. District Court for the Southern District of Florida.

Pages 9102–9103

**Department of Defense Authorizations, 1983:** Senate continued consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) By 59 yeas to 38 nays, Quayle-Goldwater Amendment No. 1400, retaining the Department of Defense Dependents' Education System in the Department of Defense, instead of being transferred to the Department of Education.

Page 8996

(2) By 50 yeas to 47 nays, Mitchell unprinted amendment No. 910, prohibiting the use of authorized funds to enter into contracts for the performance of firefighting or security functions at military installations or facilities. (By 50 yeas to 47 nays, Senate tabled a motion to reconsider the previous vote.)

Page 9001

Pending:

(1) Specter-Dixon modified Amendment No. 1397, to provide that it is the sense of the Congress that the President should, at the earliest possible date, act to convene a summit meeting with leaders of the Government of the Union of Soviet Socialist Republics for the purpose of seeking to reduce the risk that nuclear war would occur from any cause and to establish a means for better controlling the use of, and reducing the stocks of nuclear weapons; and, further, that the President of the Union of Soviet Socialist Republics should, at the earliest possible date, respond to any invitation extended to him by the President of the United States to attend such a summit meeting.

Page 8991

A unanimous-consent agreement was reached providing for further consideration of the amendment.

Page 9001

(2) Moynihan-Robert C. Byrd unprinted amendment No. 911 (printed Amendment No. 1442), to declare that the May 15, 1982, unfair action of the Senate Budget Committee, supported by the President, calling for an arbitrary $40 billion cut in Social Security benefits over the next three fiscal years is rejected.

Page 9007

(3) Robert C. Byrd-Moynihan unprinted amendment No. 912 (printed Amendment No. 1443 (to unprinted amendment No. 911), in the nature of a substitute.

Page 9007

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto.

Page 9032

Pages 8990–9030

**Authority for Committees To File:** All committees were authorized to file reports on Friday, May 7, 1982, between 9 a.m. and 6 p.m.

Page 9103

**Change of Committee Reporting Date:** By unanimous consent, the May 15th reporting date specified in Sec. 402(a) of the Congressional Budget Act, was changed to May 17th for 1982, and committee reports may be received until midnight on that date.

Page 9103

**Confirmations:** Senate confirmed the following nominations:

Herbert E. Ellingwood, of California, to be Chairman of the Merit Systems Protection Board.

Clarence Thomas, of Maryland, to be a Member of the Equal Employment Opportunity Commission.

Pages 9104-9105

**Nominations:** Senate received the following nominations:

Robert J. Hughes, of Massachusetts, to be an Associate Director of the International Communication Agency.

Adelaide Attard, and Charlotte W. Conable, both of New York, each to be a Member of the Federal Council on the Aging.

Walter Berns, of Maryland, to be a Member of the National Council on the Humanities.

Ralph D. DeNunzio, of Connecticut, David F. Goldberg, of Illinois, and Roger A. Yurchuck, of Ohio, to be Directors of the Securities Investor Protection Corporation.

John N. McMahon, of Maryland, to be Deputy Director of Central Intelligence.

Routine list of Navy nominations.

Pages 9104-9105

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the report of the Commodity Credit Corporation for fiscal year ended September 30, 1981. Referred to the Committee on Agriculture, Nutrition, and Forestry. (PM-133)

(2) Reporting developments concerning the national emergency with respect to Iran. Referred to the Committee on Banking, Housing, and Urban Affairs. (PM-134)

(3) Transmitting the 1981 annual report of the Federal Prevailing Rate Advisory Committee. Referred to the Committee on Governmental Affairs. (PM-135)

Pages 9035-9036

**Messages From the President:** Page 9036

**Messages From the House:** Page 9036

**Communications:** Pages 9036-9037

**Statements on Introduced Bills:** Pages 9043-9057

**Amendments Submitted for Printing:** Pages 9060-9065

**Notices of Hearings:** Page 9065

**Committee Authority To Meet:** Pages 9066-9067

**Additional Statements:** Pages 9066-9101

**Nominations:** Pages 9104-9105

**Confirmations:** Pages 9105-9106

**Record Votes:** Three record votes were taken today. (Total—96.)

Pages 9001, 9006, 9007

**Recess:** Senate convened at 9:15 a.m., and recessed at 6:54 p.m., until 12 noon, on Monday, May 10, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 9103-9104.)

# *Committee Meetings*

## FEDERAL PRICE SUPPORTS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Soil and Water Conservation and Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded joint hearings on S. 1825, prohibiting the Federal price support program to be used to subsidize crops grown on certain lands in the western part of the United States which have not been cultivated in the past ten years, after receiving testimony from Senator Armstrong; Everett Rank, Administrator, Agricultural Stabilization and Conservation Service, Department of Agriculture; Milton E. Mekelburg, and Neil Sampson, both of the National Association of Conservation Districts, Tom Barlow, representing the Natural Resources Defense Council, James Miller, National Grange, and Bruce Hawley, American Farm Bureau Federation, all of Washington, D.C., John Stencel, Rocky Mountain Farmers Union, representing the National Farmers Union, Keith Propst, Colorado Farm Bureau Federation, and Marshall Frasier, Colorado Cattlemen's Association, all of Denver, Colorado; Leon Silkman, Colorado Association of Soil Conservation Districts, Burlington; Edith Phillips, Ault, Colorado; and Ralph Yoder, Karval, Colorado.

## CHEMICAL WARFARE

*Committee on Appropriations:* Committee concluded hearings in open and closed session to review the Administration's proposal to start production of nerve gas and end a moratorium on chemical weapons production, after receiving testimony from Richard L. Wagner, Assistant to the Secretary of Defense for Atomic Energy; Theodore S. Gold, Deputy Assistant to the Secretary of Defense for Chemical Matters; Charles H. Thomas, Director, Office of Security and Political Affairs, Bureau of European Affairs, Department of State; Richard R. Burt, Assistant Secretary of State for Political and Military Affairs, and Morris Busby, Deputy U.S. Representative to the Committee on Disarmament, Arms Control and Disarmament Agency.

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on airlift requirements, receiving testimony from General James R. Allen, Commander in-Chief, Military Airlift Command, Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition, Brig. General Donald A. Vogt, Military Assistant, Office of the Deputy Under Secretary of Defense for Research and Energy (Strategic and Theater Nuclear Forces); and Brig. General Ellis D. Parker, Deputy Director/Army Aviation Office, Office of the Deputy Chief of Operations and Plans.

Subcommittee will meet again on Wednesday, May 12.

## APPROPRIATIONS—FISH AND WILDLIFE/MUSEUM SERVICES

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of their respective activities from Ray Arnett, Assistant Secretary of the Interior for Fish, Wildlife, and Parks, and Robert Jantzen, Director, U.S. Fish and Wildlife Service, Department of the Interior; and Mrs. John Tower, Director, Institute of Museum Services.

Subcommittee will meet again on Tuesday, May 11.

## APPROPRIATIONS—EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for education programs for the handicapped, rehabilitation services, vocational and adult education, higher education, the National Institute of Education, student financial assistance, libraries/special institutions, civil rights, women's educational equity, and related agencies, from numerous public witnesses.

Hearings continue tomorrow.

## APPROPRIATIONS—SUPREME COURT/ARCHITECT OF CAPITOL/TRADE COMMISSION/MARITIME COMMISSION/MARINE MAMMAL COMMISSION

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Lewis F. Powell and Sandra D. O'Connor, both Associate Justices, Supreme Court of the United States, George M. White, Architect of the Capitol, William Alberger, Chairman, U.S. International Trade Commission; Alan Green, Jr., Chairman, Federal Maritime Commission; and Donald K. MacCallum, Commissioner, Marine Mammal Commission.

Subcommittee will meet again on Tuesday, May 11.

## APPROPRIATIONS—POSTAL SERVICE/GENERAL GOVERNMENT

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from William F. Bolger, Postmaster General, U.S. Postal Service, Donald J. Devine, Director, Office of Personnel Management; Herbert E. Ellingwood, Chairman, Merit Systems Protection Board; Ronald W. Haughton, Chairman, Federal Labor Relations Authority; Chief Judge Theodore Tannenwald, Jr., U.S. Tax Court; Loren A. Smith, Chairman, Administrative Conference of the U.S., Carl W. Stenberg, Acting Director, Policy Implementation, Advisory Commission on Intergovernmental Relations; Lucretia Dewey Tanner, Executive Director, Advisory Committee on Federal Pay; Clyde C. Cook, Chairman, Committee for Purchase From the Blind; and Commissioner Frank P. Reicher, Chairman, Federal Elections Commission.

Hearings continue on Wednesday, May 12.

## AUTHORIZATIONS—HOUSING AND COMMUNITY DEVELOPMENT

*Committee on Banking, Housing and Urban Affairs:* Committee ordered favorably reported an original bill authorizing funds for housing, community and neighborhood development programs, rural housing programs, and extending the flood, crime and riot insurance programs. As approved by the committee, the bill incorporates certain provisions of S. 2361, S. 2453, S. 2171, S. 2483, S. 2456, and S. 2404.

## FIRST BUDGET RESOLUTION

*Committee on the Budget:* Committee continued markup in evening session of the first concurrent resolution on the budget for fiscal year 1983, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority.

## HEARING-IMPAIRED/TELEPHONE SERVICE

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communication concluded hearings on S. 604 and S. 2355, bills providing adequate telephone service to persons with impaired hearing, after receiving testimony from Senator Mathias; Leon M. Kestenbaum, Deputy Chief (Policy), Common Carrier Bureau, Federal Communications Commission; David Saks and Edana Lee Schmidt, both of the Organization for the Use of the Telephone, Inc., Baltimore, Maryland; Steven C. White, American Speech-Language-Hearing Association, Rockville, Maryland; Stuart R. Brackney, Arizona Council for the Deaf, Phoenix; O. J. Gusella, Electronic Industries Association, Stamford, Connecticut; and Charles L. Jackson, Shooshan and Jackson, Inc., Dennis J. Sullivan, Jr., American Telephone and Telegraph Company, Inc., Daniel L. Bart, General Telephone and Electronics Corporation, and Sheldon J. Hauck, and Harry Teder, both of the Hearing Industries Association, all of Washington, D.C.

## ENERGY EMERGENCY PREPAREDNESS

*Committee on Energy and Natural Resources:* Committee concluded hearings on S. 2332, extending until July 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, and proposed amendments thereto, after receiving testimony from Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs; Henry E. Thomas, Assistant Secretary of Energy for International Affairs; William A. Vaughan, Assistant Secretary of Energy for Environmental Protection, Safety and Emergency Preparedness; Ronald G. Carr, Deputy Assistant Attorney General, Antitrust Division, Department of Justice; Donald Z. Forcier, Senior Group Director, Energy and Minerals Division, and Richard Springer, General Counsel's Office, both of the General Accounting Office; and Elihu Bergman, Americans for Energy Independence, Washington, D.C.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following measures:

S. 2432, authorizing funds for fiscal years 1983 and 1984 for programs of the Solid Waste Disposal Act and Resource Conservation and Recovery Act, with amendments;

H.R. 1486, authorizing funds for the establishment of the Protection Island National Wildlife Refuge in Jefferson County, Washington, with amendments (as approved by the committee the bill incorporates certain provisions of S. 327);

H.R. 1952, authorizing funds for fiscal years 1983, 1984, and 1985 for certain conservation programs on military reservations and public lands; with amendments;

S. 2134, authorizing funds for services necessary to the nonperforming arts functions of the Kennedy Center for the Performing Arts;

An original bill (S. 2590) authorizing funds for fiscal year 1983 for certain expiring programs of the Clean Water Act; and

An original bill (S. 2591) authorizing funds for fiscal year 1983 for the Marine Protection, Research and Sanctuaries Act.

Also, committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and recessed subject to call.

## NOMINATION

*Committee on Environment and Public Works:* Committee concluded hearings on the nomination of James K. Asselstine, of Virginia, to be a Member of the Nuclear Regulatory Commission, after the nominee, who was introduced by Senator Simpson, testified and answered questions in his own behalf.

## RECIPROCAL TRADE

*Committee on Finance:* Subcommittee on International Trade concluded hearings on S. 2094 and related proposals, establishing the concept of reciprocity of market access as an objective for U.S. trade policy where American products are competitive, after receiving testimony from Senator Tsongas; David Maisbary, Monsanto Company, St. Louis, Missouri, Dale E. Wolf, DuPont Company, Washington, D.C., and Robert N. Burt, FMC Corporation, Washington, D.C., all representing the National Agricultural Chemicals Association; Edson W. Spencer, Honeywell, Inc., Washington, D.C., representing the Emergency Committee for American Trade; Lawrence F. Snowden, American Chamber of Commerce in Japan, Tokyo; Steven F. Koplan, AFL–CIO, Wilbur D. Mills, Shea and Gould, and Terrance P. Stewart, all of Washington, D.C.; Howard D. Samuel, AFL–CIO, Washington, D.C., and Claude Hobbs, Westinghouse Corporation, Pittsburgh, Pennsylvania, both representing the Labor-Industry Coalition for International Trade; Edson D. de Castro, Data General Corporation, Boston, Massachusetts, representing the American Electronics Association; W. J. Sanders III, Advanced Micro Devices, Inc., Washington, D.C. representing the Semiconductor Industry Association; and Lee Greenbaum, Kemp and Beatley, and Karl A. Hochschwender, American Moechst Corporation, both representing the American Association of Exporters and Importers, and George Burns, SCM Corporation, all of New York City.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the nominations of Maynard W. Glitman, of Vermont, for the rank of Ambassador while serving as Department of State Representative and Deputy Head of the U.S. Delegation to the Intermediate Range Nuclear Force Negotiations; James E. Goodby, of New Hampshire, for the rank of Ambassador during the tenure of his service as Vice Chairman, U.S. Delegation to the Strategic Arms Reduction Talks (START), and Department of State Representative; Louis G. Fields, Jr., of Virginia, for the rank of Ambassador while serving as the United States Representative of the Committee on Disarmament; Ronald L. Trowbridge, of Michigan, to be an Associate Director of the International Communication Agency; and Selwa Roosevelt, of the District of Columbia, for the rank of Ambassador during the tenure of her service as Chief of Protocol for the White House;

Also, the committee resumed consideration of S. 2290, authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for international communication and educational and cultural exchange programs of the International Communication Agency, S.J. Res. 144, encouraging unconditional negotiations for the purpose of achieving a cease-fire and a political settlement in El Salvador, S.J. Res. 158, reaffirming the 1962 resolution on Cuba banning a Soviet military base in Cuba, S. 2179, prohibiting the use of U.S. armed forces in El Salvador for combat, unless Congress has declared war or enacted specific authorization for such use of U.S. armed forces, the armed forces are necessary to meet a danger of attack upon the United States, and they are necessary to meet a danger to U.S. citizens and to evacuate such citizens, S. 2243, requiring specific authorization before the introduction of any U.S. armed forces into hostilities in El Salvador, S. 2370, requiring prior Congressional authorization for sending U.S. military personnel or furnishing military or security assistance to the Central American nations, and began consideration of H.R. 3467, authorizing funds for fiscal years 1983 and 1984 for the U.S. Arms Control Agency, and S. 2398, authorizing funds for increased participation by the United States in the African Development Bank, but did not complete action thereon, and will meet again on Tuesday, May 11.

## OPIUM PRODUCTION/GOLDEN TRIANGLE

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs concluded hearings on U.S. strategies to address increased opium production in the Golden Triangle, after receiving testimony from Dominick L. DiCarlo, Assistant Secretary of State for International Narcotics Matter; and Francis M. Mullen, Acting Administrator, and John O'Neill, Acting Regional Director, Foreign Operations—Far East Division, both of the Drug Enforcement Administration, Department of Justice.

## SAVE THE CHILDREN WEEK

*Committee on Foreign Relations:* Subcommittee on International Economic Policy concluded hearings on the concerns of American children for the needs and rights of other children in foreign countries, after receiving testimony from Keith Nelson, Inkster, Michigan; Kristi Kincer, Kona, Kentucky; Greg Gieling, Edison, New Jersey; Cynthia Davidoff, Wyndamoor, Pennsylvania; Sandy Cunningham, Mouth of Wilson, Virginia; Mike Malaney, Palaskala, Ohio; Mark Murray, Honolulu, Hawaii; Logan Ernstthal, Darien, Connecticut; Kevin Moffatt, Waldorf, Maryland; Eddie Roberts, Soco-Cherokee, North Carolina; Keke Zulu, Minneapolis, Minnesota; Michael Leib, and Heather Meiselman, both of Great Neck, New York; Adrienne Davis, Newark, New Jersey; and Amy Graham, Rockford, Illinois.

## EXPORT CONTROLS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings on the effectiveness of the Federal Government to enforce export controls, focusing on the transfer of high technology to the Soviet Union and other Warsaw Pact nations, receiving testimony from James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; Ernest Johnston, Deputy Assistant Secretary of State for Economic and Business Affairs; Clyde Bryant, Chief, Support Services Division, Office of Munitions Control, Department of State; Edward J. O'Malley, Assistant Director, Intelligence Division, Federal Bureau of Investigation, Department of Justice; Arthur Van Cook, Director of Information Security, Department of Defense, and Chairman, National Disclosure Policy Committee; and William von Raab, Commissioner, George G. Corcoran, Assistance Commissioner for Border Operations, and Patrick T. O'Brien, Director, General Investigations, all of the U.S. Customs Service, Department of the Treasury.

Hearings continue on Tuesday, May 11.

## RADIATION EXPOSURE COMPENSATION

*Committee on the Judiciary:* Subcommittee on Agency Administration approved for full committee consideration with amendments S. 1483, making the U.S. Government liable for damages to residents and participants arising from the fallout from certain atmospheric tests, establishing an advisory panel to study the adverse health effects, and transferring from the Department of Energy, all functions relating to research on the health effects of radiation to the Department of Health and Human Services.

## IMMIGRATION LAWS

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy approved for full committee consideration with amendments S. 2222, revising and reforming U.S. immigration laws.

## AUTHORIZATIONS—NATIONAL INSTITUTE ON DRUG ABUSE/ALCOHOL ABUSE AND ALCOHOLISM

*Committee on Labor and Human Resources:* Committee ordered favorably reported with amendments S.

2365, authorizing funds for fiscal years 1983 and 1984 for the National Institute on Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 38 public bills, H.R. 6294–6331; 2 private bills, H.R. 6332 and 6333; and 8 resolutions, H.J. Res. 478, H. Con. Res. 332–335, and H. Res. 453–455 were introduced.

Pages 8975-8976

**Bills Reported:** Reports were filed as follows:

H.R. 6132, to amend section 5590 of the Revised Statutes to provide for adjusting the rate of interest paid on funds of the Smithsonian Institution deposited with the Treasury of the United States as a permanent loan, amended (H. Rept. 97–503); and

H.R. 6256, amended, to authorize appropriations for the Federal Election Commission for fiscal year 1983, amended (H. Rept. 97–504).

Page 8975

**Journal:** By a yea-and-nay vote of 352 yeas to 15 nays, Roll No. 59, the House approved the Journal of Wednesday, May 5.

Pages 8900-8901

**Committee To Sit:** Committee on Foreign Affairs received permission to sit today during proceedings of the House under the 5-minute rule.

Page 8901

**Urgent Supplemental Appropriations:** By a yea-and-nay vote of 338 yeas to 54 nays, Roll No. 61, the House agreed to H. Res. 415, waiving certain points of order against H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

By a yea-and-nay vote of 240 yeas to 158 nays, Roll No. 60, agreed to order the previous question on the resolution.

Pages 8905-8915

**North Atlantic Assembly:** The Speaker appointed as members of the United States Group of the North Atlantic Assembly to be held May 27 to June 1, 1982, in Madeira, Portugal, the following Members on the part of the House: Representatives Phillip Burton (chairman), Hamilton (vice chairman), Brooks, Annunzio, Rose, Garcia, Oakar, Rosenthal, Broomfield, Whitehurst, Burgener, and Roth.

Page 8916

**Subcommittee To Sit:** Subcommittee on Panama Canal and Outer Continental Shelf of the Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule.

Pages 8916-8917

**Reclamation Laws Amendments:** By a yea-and-nay vote of 228 yeas to 117 nays with 1 voting "present", Roll No. 64, the House passed H.R. 5539, to amend and supplement the Federal Reclamation Laws.

Agreed to the committee amendment in the nature of a substitute.

Agreed to:

An amendment to the "full cost" formula that provides that interest rates used pursuant to this bill be determined by the Secretary of the Treasury on the basis of the weighted average yield of all publicly held, interest bearing, marketable issues sold during the fiscal year in which the expenditures were made, but not less than 5 per centum;

An amendment that requires that corporations with more than 18 shareholders must pay full cost, as defined by the bill, for all water received from reclamation projects (agreed to by a recorded vote of 220 ayes to 160 noes, Roll No. 63);

An amendment that strengthens language concerning water conservation programs;

A technical amendment;

An amendment that strikes water quality from those purposes for which excess project water may be used under contracts for payment;

An amendment that provides that no water from any Federal reclamation project authorized after enactment shall be delivered within 10 years from the date irrigation water is first made available to construction blocks within such project for the irrigation of crops that are in excess supply;

An amendment that directs the Inspector General of the Department of the Interior to review all audit reports since January 1977 pertaining to Bureau of Reclamation water resource projects and make recommendations to be implemented by the Secretary. A point of order against this amendment was overruled;

An amendment that strikes the excess acreage language from the provision providing for civil penalties for violations relating to the payment of full cost for project water; and

An amendment that strikes the Secretary's authority to compromise, modify, or remit civil penalties.

Rejected an amendment that sought to decrease the limitation on acreage on which a farmer can receive fully subsidized reclamation water from 960 acres to 640 acres.

Pages 8916-8957

**Committee Budget Reports:** All committees received permission to have until 5 p.m. on Monday, May 17, to file reports, and that reports filed by that time be considered to have been filed within the time permitted by section 402(a) of the Congressional Budget Act of 1974 with respect to fiscal year 1983.

Page 8940

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of May 12.

Page 8940

**Presidential Messages:** Received and read the following messages from the President:

*Federal prevailing rate:* Message transmitting the 1981 annual report of the Federal Prevailing Rate Advisory Committee—referred to the Committee on Post Office and Civil Service;

*Commodity Credit Corporation:* Message transmitting the report of the Commodity Credit Corporation for the fiscal year ended September 30, 1981—referred to the Committee on Agriculture; and

*Iran:* Message wherein he reports to Congress with respect to developments since his report of September 22, 1981, concerning the national emergency with respect to Iran that was declared in Executive Order No. 12170 of November 14, 1979—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97–175).

Page 8941

**Referrals:** Six Senate-passed measures were referred to the appropriate House committees.

Page 8972

**Adjournment:** Met at 11 a.m. and adjourned at 5:52 p.m.

## *Committee Meetings*

### FIFRA

*Committee on Agriculture:* Ordered reported as amended H.R. 5203, to amend the Federal Insecticide, Fungicide, and Rodenticide Act.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on classified programs. Testimony was heard from departmental witnesses.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia continued hearings on governmental direction and support. Testimony was heard from the following officials of the District of Columbia: Carolyn Smith, Director, Department of Housing and Community Development; Robert Morse, Director, Housing Finance Agency; Carolyn Oakley, Office of Business Economic Development; Lawrence Schumake, Director, Recorder of Deeds; William Jameson, Director, Minority Business Opportunities Commission and other officials of the District.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies concluded hearings on the Department of Housing and Urban Development. Testimony was heard from the following officials of HUD: Samuel R. Pierce, Jr., Secretary; Philip Abrams, Assistant Secretary for Housing and Robert Karpe, President, Government National Mortgage Association.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior concluded hearings on the Bureau of Indian Affairs. Testimony was heard from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs.

### INTELLIGENCE BRIEFING—FALKLAND ISLANDS SITUATION

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing on the Falkland Islands situation. The Committee was briefed by representatives of the Defense Intelligence Agency.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Roswell Gilpatric, former Deputy Secretary of Defense; Robert W. Komer, former Under Secretary of Defense for Policy; R. James Woolsey, former Under Secretary of the Navy and John G. Kester, former Special Assistant to the Secretary of Defense.

Hearings continue May 13.

### DEPARTMENT OF ENERGY AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems approved for full committee action a clean bill to be introduced in lieu of H.R. 6151, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983.

### MISCELLANEOUS MEASURES

*Committee on Banking, Finance and Urban Affairs:* Ordered reported the following bills: H.R. 5540, amended, Defense Industrial Base Revitalization Act and H.R. 6149, to provide for increased participation by the United States in the African Development Fund.

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* Concluded hearings in preparation for the First Budget Resolution for fiscal year 1983. Testimony was heard from David A.

Stockman, Director, Office of Management and Budget.

## OVERSIGHT

*Committee on the District of Columbia:* Subcommittee on Judiciary and Education held an oversight hearing on D.C. Female Offenders in the Federal Prison System. Testimony was heard from the following officials of the District of Columbia: David Clarke, member, City Council; Bernice Just, Chairperson, District of Columbia Parole Board and George Holland, Acting Director, Department of Correction and public witnesses.

## VOCATIONAL EDUCATION—CONSOLIDATION PROPOSAL

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on the Administration's vocational education consolidation proposal. Testimony was heard from Senator Hatch and Terrel H. Bell, Secretary of Education.

## RESOURCE CONSERVATION RECOVERY ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce and Transportation approved for full committee action the Resource Conservation Recovery Act authorization for fiscal year 1983 and 1984.

## HEALTH RESEARCH

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment began markup of H.R. 6247, Health Research, Library, Planning and Promotion Programs Extension Act of 1982.

Will continue May 10.

## NATIONAL HIGHWAY TRAFFIC SAFETY AUTHORIZATION

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance approved for full committee action as amended H.R. 6273, to amend the National Traffic and Motor Vehicle Safety Act of 1966 and the Motor Vehicle Information and Cost Savings Act to authorize appropriations for fiscal years 1983, 1984, and 1985.

## BROADCAST REGULATION REFORM

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on H.R. 4726, and related bills, Broadcast Regulation Reform. Testimony was heard from public witnesses.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Continued markup of the Executive Branch Supplemental fiscal year 1983 Foreign Assistance Authorization request.

Will continue May 11.

## FOREIGN INVESTMENT IN THE UNITED STATES

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full committee action as amended H. Res. 433, to authorize the disclosure of certain classified documents relating to foreign investment in the United States.

## FCC—LOCAL TELEPHONE SERVICE

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on the impact of FCC decisions on local telephone service. Testimony was heard from the following officials of the FCC: Gary Epstein, Chief, Common Carrier Bureau; Albert Halpin, Acting Chief, Policy and Program Planning Division and Ken Moran, Chief, Depreciation Rates Division and public witnesses.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued oversight hearings on maritime matters. Testimony was heard from the following officials of the FTC: Robert Tollison, Director, Bureau of Economics and Thomas J. Campbell, Director, Bureau of Competition; C. Jonathan Benner, General Counsel, Federal Maritime Commission and public witnesses.

## PANAMA CANAL AUTHORIZATION

*Committee on Merchant Marine and Fisheries:* Subcommittee on Panama Canal/Outer Continental Shelf approved for full committee action as amended H.R. 6196, to authorize appropriations for the fiscal year beginning October 1, 1982, for maintenance and operation of the Panama Canal.

## CONSULTING REFORM ACT

*Committee on Post Office and Civil Service:* Subcommittee on Human Resources held a hearing on H.R. 4089, the Consulting Reform Act. Testimony was heard from Senator Pryor; Clifford Gould, Director, Federal Personnel and Compensation Division, GAO and public witnesses.

## SURFACE TRANSPORTATION ASSISTANCE ACT

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation approved for full committee action H.R. 6211, the Surface Transportation Assistance Act of 1982.

## DIESEL TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on diesel technology. Testimony was heard from Charles Gray, Director, Emission Control Technology Division, Office of Air, Noise and Radiation, EPA and public witnesses.

### AIRPORT AND AIRWAY REVENUE ACT

*Committee on Ways and Means:* Ordered reported as amended H.R. 4800, Airport and Airway Revenue Act of 1981.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, May 10, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 9171–9221*

**Bills Introduced:** Two bills and four resolutions were introduced, as follows: S. 2510–2511, S. J. Res. 197, S. Con. Res. 92–93, and S. Res. 389.

Pages 9204–9205

**Bills Reported:** Reports were made as follows:

S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982 (with additional and minority views) (S. Rept. No. 97–385). Page 9203

**Measures Passed:**

*Payment of Certain Expenses:* Senate agreed to S. Res. 389, authorizing and directing the payment of expenses incurred by the representatives of the Senate who attended the funeral of the Honorable Clifford P. Case, late a Senator from the State of New Jersey.

Page 9192

*Emergency Fund Act Amendments:* Senate passed with an amendment in the nature of a substitute S. 1628, providing that the Emergency Fund Act of 1948 be available for all projects governed by Federal reclamation acts.

Pages 9192–9193

*South Dakota Irrigation Project:* Senate passed with amendments S. 933, authorizing the rehabilitation of the Belle Fourche irrigation project in South Dakota.

Pages 9192–9193

*Public Auction Lands Sale:* Senate passed H.R. 2863, providing for the sale at public auction certain lands in the Tahoe National Forest known as Blythe Arena.

Page 9194

*Sale of Public Lands in Fairbanks, Alaska:* Senate passed with amendments S. 835, providing for the sale to a named individual not more than ten acres of land from certain public lands in Fairbanks, Alaska.

Page 9194

*Land Conveyance:* Senate passed with amendments S. 1501, providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately 76 acres of land in Alaska.

Pages 9194–9195

*Withdrawal of Certain Lands:* Senate passed with amendments H.R. 2475, providing for the withdrawal of certain described lands from the operation of the general public land laws to protect the watershed supplying water to Los Angeles.

Pages 9195–9196

*Authorities Affecting Territories and Possessions of the United States:* Senate passed with an amendment in the nature of a substitute H.R. 5139, modifying provisions of the revised Organic Act of the Virgin Islands and providing certain other authorities affecting the territories and possessions of the United States.

Pages 9196–9197

*National Institute of Native American Culture and Arts Development:* Senate passed with amendments S. 792, establishing a National Institute of Native American Culture and Arts Development.

Pages 9197–9199

*Florida Wildlife Refuge Lands:* Senate passed S. 1519, designating certain national wildlife refuge lands in Florida as the Florida Keys Wilderness.

Page 9199

*National Non-Commissioned Officer and Petty Officer Week:* Senate passed S.J. Res. 161, designating the week of June 28, 1982 through July 4, 1982, as "National Non-Commissioned Officer and Petty Officer Week."

Page 9199

*Land Exchange:* Senate passed S. 159, authorizing the exchange of certain land held by the Navajo Indian Tribe and the Bureau of Land Management, Department of the Interior, after agreeing to a committee amendment in the nature of a substitute and Baker (for Cohen) unprinted amendment No. 913, of a technical nature.

Pages 9200–9201

**Vice Presidential Appointments:** The Chair, on behalf of the Vice President and the Majority and Minority Leaders made the following appointments:

(1) Senators Biden, Eagleton, Roth, McClure, Nunn and Specter to attend the North Atlantic Assembly Conference to be held in Madeira, Portugal, May 28–31, 1982.

(2) Senators Hatfield and Mattingly to attend the Mexico-United States Interparliamentary Confer-

ence, to be held in Santa Barbara, California, May 27–31, 1982.

Page 9191

**Confirmations:** Senate confirmed the following nominations:

Vice Admiral James S. Gracey, U.S. Coast Guard, to be Commandant of the U.S. Coast Guard, with the grade of Admiral while so serving.

Rear Admiral Benedict L. Stabile, U.S. Coast Guard, to be the Vice Commandant of the U.S. Coast Guard, with the grade of Vice Admiral while so serving.

Maynard W. Glitman, of Vermont, for the rank of Ambassador while serving as Department of State Representative and Deputy Head of the U.S. Delegation to the Intermediate Range Nuclear Force Negotiations.

James E. Goodby, of New Hampshire, for the rank of Ambassador during the tenure of his service as Vice Chairman, U.S. Delegation to the Strategic Arms Reduction Talks (START), and Department of State Representative.

Louis G. Fields, Jr., of Virginia, for the rank of Ambassador while serving as the United States Representative of the Committee on Disarmament.

Selwa Roosevelt, of the District of Columbia, for the rank of Ambassador during the tenure of her service as Chief of Protocol for the White House.

Ronald L. Trowbridge, of Michigan, to be an Associate Director of the International Communication Agency.

Pages 9229–9230

**Nominations:** Senate received the following nominations:

Routine lists of Army and Air Force nominations.

Pages 9222–9228

| | |
|---|---|
| **Messages From the President:** | Page 9202 |
| **Messages From the House:** | Page 9202 |
| **Measures Referred:** | Page 9202 |
| **Measures Ordered Placed on Calendar:** | Page 9203 |
| **Statements on Introduced Bills:** | Pages 9204–9206 |
| **Notices of Hearings:** | Page 9212 |
| **Committee Authority to Meet:** | Page 9212 |
| **Additional Statements:** | Pages 9212–9221 |
| **Nominations:** | Pages 9222–9228 |
| **Confirmations:** | Pages 9228–9229 |

**Adjournment:** Senate convened at 12 Noon and adjourned at 4:12 p.m., until 11 a.m., on Tuesday, May 11, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 9222.)

## *Committee Meetings*

### APPROPRIATIONS—LEGISLATIVE BRANCH

*Committee on Appropriations:* Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from William F. Hildenbrand, Secretary of the Senate, Marilyn E. Courtot, Assistant Secretary, and Stuart F. Balderson, Financial Clerk, all of the Office of the Secretary of the Senate; Howard S. Liebengood, Senate Sergeant at Arms, Phil L. Larsen, Administrative Assistant, and Frank Curtis, Director, Service Department, all of the Office of the Senate Sergeant at Arms; George M. White, Architect of the Capitol, and Emanuele Crupi, Budget Officer, both of the Office of the Architect of the Capitol; Alice M. Rivlin, Director, Congressional Budget Office; Charles A. Bowsher, Comptroller General of the United States, General Accounting Office; and Danford L. Sawyer, Jr., Public Printer, and Gerald E. Sebold, Deputy Comptroller, both of the Government Printing Office.

Hearings continue on Friday, May 14.

### AUTHORIZATIONS—DOD

*Committee on Armed Services:* Committee met in closed session and approved a proposed committee amendment reducing certain levels of authorizations for military procurement programs of the Department of Defense, to be proposed to S. 2248, Department of Defense Authorizations, 1983, pending before the Senate.

Prior to this action, the committee concluded closed hearings on the aforementioned amendment, after receiving testimony from Caspar W. Weinberger, Secretary of Defense; Frank C. Carlucci, III, Deputy Secretary of Defense; and General David C. Jones, Chairman, Joint Chiefs of Staff.

### FIRST BUDGET RESOLUTION

*Committee on the Budget:* On Thursday, May 6, the committee ordered favorably reported an original concurrent resolution (S. Con. Res. 92) on the budget, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985 and revising the congressional budget for fiscal year ending September 30, 1982.

### SMOKING HAZARDS

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on S. 1929, establishing an Interagency Committee on Smoking and Health to coordinate Federal and private activities to educate the public about the health hazards of smoking, after receiving testimony from Donald C. Harrison, American Heart Association, Michael Waterson, Advertising Association of England, representing the American Association of Advertising Agencies, the American Advertising Federation, and the Association of National Advertisers, Edward Horrigan, Tobacco Institute, Eric Rubin, Outdoor Advertising Association of America, and David Minton, Magazine Publishers Association, Inc., all of Washington, D.C.; Michael Daube, University of Edinborough, Edinborough, Scotland; Roger D. Blackwell, Ohio State University, Columbus; Larry Light, Ted Bates & Company, Inc., New York City; Joel Cohen, University of Florida, Gainsville; and Charles Sharp, Charles Sharp Associates, Los Angeles, California.

## COAL UTILIZATION AND DISTRIBUTION

*Committee on Energy and Natural Resources:* Committee held hearings on S. 1844, to facilitate the development of interstate coal pipeline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest, receiving testimony from Senators Goldwater, Baucus, and Andrews; Representatives, Weaver, Kogovsek, and Pat Williams; Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; Donald L. Bauer, Acting Deputy Assistant Secretary of Energy for Fossil Energy; John Ashcroft, Missouri Attorney General, Jefferson City; John Sarcone, Iowa Assistant Attorney General, Des Moines; R. E. Samples, Consolidation Coal, Pittsburgh, Pennsylvania; Marshall McDonald, Florida Power and Light Co., Miami; Lila M. Cockrell, San Antonio Public Service Board, San Antonio, Texas; Wesley Witten, ETSI Pipeline Project, San Francisco, California; Ross Workman, Continental Resources Co., Winter Park, Florida; Philip S. Brown and Jon T. Brown, both of the Kansas City Southern Railway Co., Kansas City, Missouri; G. Leo Winger and Robert A. Matthews, both of the Railway Progress Institute, Alexandria, Virginia; and Carl Bagge, Alliance for Coal & Competitive Transportation, Dan Lundy, AFL–CIO, Alex Radin, American Public Power Association, Charles D. Gray, National Association for Regulatory Utility Commissioners, Richard E. Briggs, American Association of Railroads, William G. Mahoney and Donald S. Beattie, both on behalf of the Railway Labor Executives Association, George DeHague, International Association of Machinists, Jim Miller, National Grange, George L. Berg, Jr., American Farm Bureau, and John L. McCormick, Environmental Policy Center, all of Washington, D.C.

Hearings continue on Thursday, May 20.

## OIL AND GAS LEASES

*Committee on Energy and Natural Resources:* On Friday, May 7, the Subcommittee on Energy and Mineral Resources concluded hearings on numerous proposals providing for the reinstatement and validation of certain U.S. oil and gas leases, after receiving testimony on S. 1877 from Douglas Henry, Gulf Oil Exploration and Production Company, U.S.A., Houston, Texas; on S. 1908 from Harrison Townes, Toklan Company, Tulsa, Oklahoma; on S. 1909 from Marvin Lunde, Devon Energy Corporation, Oklahoma City, Oklahoma; on S. 1941 from Barbara Benarides, Hixon Development Company, San Antonio, Texas; on S. 2481 from Monte N. Swetnam, Tesoro Petroleum Corporation, San Antonio, Texas; and on S. 2146, extending the lease terms of various Federal oil and gas leases from Clyde Aylesworth, Toledo Mining Company, Salt Lake City, Utah.

Testimony was also received on all the aforementioned bills, and S. 2095, directing the Secretary of the Interior to issue a certain oil and gas lease from David C. Russell, Deputy Assistant Secretary of the Interior for Land and Water Resources.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following measures:

An original bill (S. 2574) authorizing funds through fiscal year 1986 for the Federal-aid highway program in lieu of S. 2315;

S. 2494, authorizing funds through fiscal year 1987 for water resources research programs. As approved by the committee the bill incorporates certain provisions of S. 1095, pending on the Senate Calendar;

An original bill (S. 2576) authorizing funds for fiscal year 1983 for programs administered by the Environmental Protection Agency of the Safe Drinking Water Act; and

An original bill (S. 2577) authorizing funds for fiscal year 1983 for research and development programs conducted by the Environmental Protection Agency.

## TAX POLICY

*Committee on Finance:* On Friday, May 7, the Subcommittee on Taxation and Debt Management and the Subcommittee on Savings, Pensions, and Investment *Policy* concluded joint hearings on *S. 2214*, providing for incentives to increase the rate of personal savings and investment by increasing the percentage of tax exempt net interest income to 25 percent, making dividend income eligible for the 25 percent exemption, changing the enactment date to one year earlier, and eliminating the deductibility of consumer interest expense (with certain exceptions) on a gradual basis, after receiving testimony from John

E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Ray Kennedy, Sears, Roebuck and Company, Chicago, Illinois, on behalf of American Retail Federation and National Retail Merchants Association; Robert K. Georgeson, First National Bank, Lawrence, Kansas, on behalf of American Bankers Association; Herbert W. Gray, Mutual Bank for Savings, Boston, Massachusetts, on behalf of National Association of Mutual Savings Banks; and Edward A. Sprague, Tax Foundation, David G. Raboy, Institute for Research on the Economics of Taxation, Thomas Durkin, National Consumer Finance Association, Joseph Cugini, Credit Union National Association, Inc., William Tartikoff, Investment Company Institute, and Edward I. O'Brien, Securities Industry Association, all of Washington, D.C.;

Also, the Subcommittee on Taxation and Debt Management concluded hearings on S. 2281, providing that contributions of technological equipment to primary and secondary schools would be treated the same as contributions of scientific equipment for research and experimentation to colleges, and raising the maximum allowable charitable contribution of a corporation's taxable income, after receiving testimony from Assistant Secretary Chapoton; H. David Fish, San Diego City Schools, San Diego, California; and Steven Jobs, Apple Computer, Inc., Cupertino, California; and on S. 1928, excluding from income amounts attributable to discounts of price reductions provided under agreements settling litigation involving the Westinghouse Electric Corp.'s contracts to supply uranium to certain utilities, after receiving testimony from Assistant Secretary Chapoton; and Arthur J. Doyle, Kansas City Power and Light, Kansas City, Missouri, on behalf of Consolidated Edison of New York, Kansas Gas and Electric, Long Island Lighting, Northeast Utilities, Union Electric, Virginia Electric, Wisconsin Electric and others.

### BUSINESS MEETING

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy approved for full committee consideration S. 312, granting certain Soviet families, who are residing in the American Embassy in Moscow, visas to enter the United States as permanent residents, and providing protection while they await permission from Soviet authorities to leave, and H.R. 3517, authorizing the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands of the United States, with an amendment.

### IMMUNIZATION AND PREVENTIVE MEDICINE

*Committee on Labor and Human Resources:* On Friday, May 7, the Subcommittee on Investigations and General Oversight held hearings to examine adverse drug reactions from immunization, Federal efforts in preventive medicine, and characteristics of certain diseases, receiving testimony from William Foege, Director, David Fraser, Assistant Director for Medical Science, and Alan Hinman, Director, Immunization Division, all of the Center for Disease Control, Atlanta, Georgia; Harry Meyer, Director, Bureau of Biologics, and Director Designate, Bureau of Drugs, Food and Drug Administration, Department of Health and Human Services; Kathi Williams, Dissatisfied Parents Together, Fairfax, Virginia; Monty Preiser, Preiser and Wilson, Charleston, West Virginia; Alfred Munzer, Washington Adventist Hospital, Takoma Park, Maryland, on behalf of the American Lung Association; Robert Parrott, Children's Hospital, Washington, D.C.; Vincent A. Fulginiti, American Academy of Pediatrics, Tucson, Arizona; Shirley Fannin, Los Angeles Department of Health Services, Los Angeles, California; and Marge Grant, Beaver Dam, Wisconsin.

Hearings were recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆◆

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 6334–6336, and 3 resolutions, H. Con. Res. 336, and H. Res. 456 and 457 were introduced.

Page 9169

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Smithsonian Trust:* H.R. 6132, amended, to amend section 5590 of the Revised Statutes to provide for adjusting the rate of interest paid on funds of the Smithsonian Institution deposited with the Treasury of the United States as a permanent loan;

Pages 9153–9154

*Federal Election Commission authorization:* H.R. 6256, amended, to authorize appropriations for the Federal Election Commission for fiscal year 1983;

Page 9156

*Piracy and counterfeiting amendments:* H.R. 3530, amended, to amend the copyright laws to strengthen the laws against record, tape, and film piracy and counterfeiting. Subsequently, this passage was vacated and S. 691, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; and

Pages 9157–9160

*Copyright fees:* H.R. 4441, amended, to amend title 17 of the United States Code with respect to the fees of the Copyright Office.

Pages 9160–9161

**United Nations and Israel:** House completed all debate on the motion to suspend the rules and agree to H. Con. Res. 322, regarding membership in the United Nations General Assembly, on which the vote was postponed until Wednesday, May 12.
Pages 9147-9148

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.
Pages 9168-9169

**Adjournment:** Met at noon and adjourned at 1:10 p.m.

## *Committee Meetings*

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Advisory Council on Historic Preservation; the Native Hawaiian Study Commission, and on the Institute of Museum Services. Testimony was heard from Alexander Aldrich, of the Advisory Council; Steven Shipley, Vice Chairman, Native Hawaiian Study Commission; and Mrs. Lyla Tower, Executive Director, Institute of Museum Services.

On May 7, the Subcommittee held a hearing on the National Endowment for the Humanities. Testimony was heard from public witnesses.

### DEPARTMENT OF ENERGY ORGANIZATION ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on H.R. 4488, Department of Energy Organization Act Amendments. Testimony was heard from Charles Butler, Chairman, Federal Energy Regulatory Commission; William Baxter of the Department of Justice; and Leonard Coburn of the Department of Energy.

### RADIO BROADCASTING TO CUBA

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on Radio Broadcasting to Cuba, Inc.: An Examination of Its Impact on American Broadcasters. Testimony was heard from Thomas Enders, Assistant Secretary of State for Inter-American Affairs; Bernard Wunder, Assistant Secretary of Commerce; and public witnesses.

### DEEP SEABED HARD MINERAL RESOURCES ACT AUTHORIZATION

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on H.R. 6120, to reauthorize the Deep Seabed Hard Mineral Resources Act for fiscal years 1983, 1984, and 1985.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* On May 7, the Subcommittee on Oversight and Investigations held an oversight hearing on the problem of Nuclear Reactor brittleness. Testimony was heard from the following officials of the NRC: Dr. Thomas Murley, Executive Deputy Director for Regional Operations and Generic Requirements; Demetrios Basdekas, Staff Engineer and Roy Woods, Task Manager, Pressurized Thermal Shock Issue; Lindell Steele, Head, Thermal Structural Materials Branch, Naval Research Laboratory; Dr. Richard Cheverton, Senior Development Engineer, Oak Ridge National Laboratory and a public witness.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full committee action H.R. 5161, amended, to designate certain lands in the Monongahela National Forest, West Virginia, as wilderness; and to designate management of certain lands for uses other than wilderness; and held a hearing on and approved for full committee action H.R. 6290, amended, to amend the authorization for land acquisition at Sleeping Bear Dunes National Lakeshore, Michigan; Cape Lookout National Seashore, North Carolina; Cape Cod National Seashore, Massachusetts; and Voyageurs National Park, Minnesota. Testimony was heard from Ira Hutchinson, Deputy Director, National Park Service, Department of the Interior.

### OVERSIGHT

*Committee on the Judiciary:* On May 7, the Subcommittee on Monopolies and Commercial Law held an oversight hearing on United States Trustee Program (bankruptcy). Testimony was heard from Stanley E. Morris, Associate Deputy Attorney General, Department of Justice and a public witness.

## *Joint Meetings*

### U.S. POLICY RE PERSIAN GULF

*Joint Economic Committee:* Committee concluded joint hearings with the House Subcommittee on Europe and the Middle East of the Committee on Foreign Affairs on U.S. policy toward the Persian Gulf, after receiving testimony from Nicholas A. Veliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs.

### EMPLOYMENT/UNEMPLOYMENT

*Joint Economic Committee:* On Friday, May 7, the committee held hearings on the employment/unemployment situation for the month of April, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, May 11, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 9246–9341*

**Bills Introduced:** Seven bills and four resolutions were introduced, as follows: S. 2512–2518, S. Con. Res. 94, and S. Res. 390–392.

**Pages 9296–9297**

**Bills Reported:** Reports were made as follows:

S. 1912, providing special recruitment incentives and equitable pay treatment for air traffic controllers of the Federal Aviation Administration, with amendments (S. Rept. No. 97–386).

S. 1573, restoring Lake Oswego, Oregon, as a non-navigable water of the United States, with an amendment in the nature of a substitute (S. Rept. No. 97–387).

S. 1621, providing for the replacement of certain cast steel pump casings at the southern Nevada water project, with an amendment (S. Rept. No. 97–388).

**Pages 9295–9296**

**Measures Passed:**

*Senate Practices and Procedures:* Senate agreed to S. Res. 392, providing for a study of Senate practices and procedures.

**Pages 9291–9292**

*Driver Safety:* Senate passed S. 2158, providing Federal incentives for States to enact an antidrunk driving statute meeting specific basic standards, and authorizing $25 million for fiscal year 1983 and $50 million for fiscal year 1984 for Title I, providing incentive grants for States with strict driving while intoxicated statutes, and authorizing $3.2 million for fiscal year 1983, $1.5 million for fiscal year 1984, and $2.1 million for fiscal year 1985 for Title II, establishing a National Driver Register to assist driver licensing officials of participating States in exchanging information on individual driving records, after agreeing to a committee amendment in the nature of a substitute, and amendments proposed thereto, as follows:

(1) Danforth unprinted amendment No. 914, en bloc, of a technical and clarifying nature.

**Page 9260**

(2) DeConcini unprinted amendment No. 915, authorizing the National Highway Safety Advisory Committee to approve and recommend to the Secretary statutes of general applicability with other provisions, if as determined by the committee, such provisions produce a result which equals or exceeds the result of the specified provision requirements of the subsection.

**Page 9260**

**Pages 9256–9268**

*Papago Indian Water Rights:* Senate passed with an amendment H.R. 5118, directing the Secretary of the Interior to deliver water supplies to the Papago Tribe of Arizona and its members in settlement of tribal and individual water rights claims in portions of the Papago reservations.

**Pages 9269–9275**

**Department of Defense Authorizations,** 1983: Senate continued consideration of S. 2248, authorizing funds for fiscal year 1983, for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows:

Rejected:

Moynihan Amendment No. 1442, to declare that the May 15, 1982, unfair action of the Senate Budget Committee, supported by the President, calling for an arbitrary $40 billion cut in Social Security benefits over the next three years is rejected. (By 51 yeas to 44 nays, Senate tabled the amendment, taking with it Robert C. Byrd Amendment No. 1443 (to Amendment No. 1442), in the nature of a substitute.)

**Page 9283**

Pending:

Specter-Dixon modified Amendment No. 1397, to provide that it is the sense of the Congress that the President should, at the earliest possible date, act to convene a summit meeting with leaders of the Government of the Union of Soviet Socialist Republics for the purpose of seeking to reduce the risk that nuclear war would occur from any cause and to establish a means for better controlling the use of, and reducing the stocks of nuclear weapons; and, further, that the President of the Union of Soviet Socialist Republics should, at the earliest possible date, respond to any invitation extended to him by the President of the United States to attend such a summit meeting.

**Page 9282**

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, May 12.

**Pages 9280–9290**

**Interest To Be Paid Contractors:** Senate concurred in the amendments of the House to S. 113 requiring the Federal Government to pay interest on late payments to contractors, clearing the measure for the President.

Pages 9276–9280

**President Pro Tempore Appointment:** The Chair, on behalf of the President pro tempore, in accordance with Public Law 94–201, appointed William L. Kinney, Jr., of South Carolina, to the Board of Trustees of the American Folklife Center.

Page 9253

**Presidential Message:** Senate received a message from the President transmitting an exchange of Diplomatic Notes, extending the governing international fishery agreement between the United States and the Soviet Union until July 1, 1983. Referred to the Committee on Commerce, Science, and Transportation. (PM–136)

Page 9293

**Confirmation:** Senate confirmed the nomination of Evan L. Hultman, to be U.S. Attorney for the Northern District of Iowa.

Page 9341

**Nominations:** Senate received the following nominations:

Peter E. Voss, of Ohio, to be a Governor of the United States Postal Service.

1 Air Force nomination in the rank of General.

Routine list of Army nominations.

Page 9341

**Messages From the President:** Page 9293

**Messages From the House:** Page 9293

**Measures Referred:** Page 9293

**Communications:** Page 9293

**Statements on Introduced Bills:** Pages 9296–9308

**Notices of Hearings:** Page 9314

**Committee Authority To Meet:** Page 9314

**Additional Statements:** Pages 9315–9340

**Nominations:** Page 9341

**Confirmations:** Page 9341

**Record Votes:** One record vote was taken today. (Total—97)

Page 9290

**Recess:** Senate convened at 11 a.m., and recessed at 7:11 p.m., until 8:45 a.m., on Wednesday, May 12, 1982.

## *Committee Meetings*

### APPROPRIATIONS—AID

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for the Agency for International Development, receiving testimony in behalf of funds for their respective activities from Frank S. Ruddy, Assistant Administrator for Africa (Africa Regional Program and Sahel Development Program), Otto J. Reich, Assistant Administrator for Latin American and the Caribbean (Latin America Regional Program), and Eugene S. Staples, Acting Assistant Administrator, Bureau for Asia (Asia Regional Program), all of the Agency for International Development.

Subcommittee will meet again on Thursday, May 13.

### APPROPRIATIONS—INDEPENDENT AGENCIES

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Gene Brewer, President, and Jasper Hawkins, Chairman of the Board, both of the National Institute of Building Sciences; Richard T. Pratt, Chairman, Federal Home Loan Bank Board; and Edgar Callahan, Chairman, and Charles Pilson, President of Central Liquidity Facility, both of the National Credit Union Administration.

Subcommittee will meet again on Tuesday, May 18.

### APPROPRIATIONS—JUDICIARY

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Charles Clark, Chief Judge, United States Court of Appeals for the Fifth Circuit; William E. Foley, Director, Administrative Office of the United States Courts; and A. Leo Levin, Director, Federal Judicial Center.

Subcommittee recessed subject to call.

### NOMINATION

*Committee on Armed Services:* Committee ordered favorably reported the nomination of General John W. Vessey, Jr., U.S. Army, to be Chairman of the Joint Chiefs of Staff, and 6,776 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, the Committee concluded hearings on the nomination of General Vessey, after the nominee, who was introduced by Senators Durenberger and Boschwitz, testified and answered questions in his own behalf.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

An original bill (S.2551) authorizing $1,089,500,000 for fiscal year 1983 for the National Science Foundation;

An original bill (S.2605) authorizing $852,500,000 for fiscal year 1983 for programs of the National Oceanic and Atmospheric Administration;

An original bill (S.2604) authorizing $6,612,900,000 for fiscal year 1983 for the National Aeronautics and Space Administration;

H.R. 3663, revising the regulation of motor carriers of passengers, with an amendment in the nature of a substitute;

S. 2336, authorizing $541,823,000 for fiscal year 1983 for maritime programs of the Department of Transportation, and authorizing $11,650,000 for fiscal year 1983 for the Federal Maritime Commission, with an amendment in the nature of a substitute;

S. 1500, transferring the Alaska Railroad from the United States to the State of Alaska, with an amendment in the nature of a substitute;

S. 2499, authorizing funds for the Federal Trade Commission. (As approved by the committee the bill authorizes $60,838,000 for fiscal year 1983, $55,100,000 for fiscal year 1984, and $54,600,000 for fiscal year 1985); and

A routine list of Coast Guard nominations, received by the Senate on May 3, 1982.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee began markup of S. 2332, extending until July 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, S. 625, revising the boundary of Voyageurs National Park in the State of Minnesota, S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, S. 1872, extending the period of grazing privileges afforded to privately owned lands within the Capitol Reef National Park in Utah, and S. 2218, providing for the development and improvement of the recreation facilities of Gateway National Recreation Area, New York City, and for utilization of its energy resources, but did not complete action thereon, and will meet again tomorrow.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following business items:

S. 2309, authorizing funds for fiscal year 1983, 1984, and 1985 to provide protection for endangered species of plants and animals, with amendments;

S. 2451, authorizing funds for fiscal year 1983 for the public buildings program of the General Services Administration with amendments; and

The nomination of James K. Asselstine, of Virginia, to be a Member of the Nuclear Regulatory Commission.

## BUSINESS MEETING

*Committee on Finance:* Committee began markup of an original bill authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury; and S. Res. 386, expressing the sense of the Senate on the goals of the United States for the November 1982 ministerial level meeting of the General Agreement on Tariffs and Trade (GATT), but did not complete action thereon.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following measures:

H.R. 3467, authorizing funds for fiscal years 1983 and 1984 for the U.S. Arms Control Agency, with amendments;

S. 2398, authorizing funds for increased participation by the United States in the African Development Bank, with amendments;

An original bill authorizing funds for fiscal 1983 for international communication and educational and cultural exchange programs of the International Communication Agency, in lieu of S. 2290; and

S.J. Res. 158, reaffirming the 1962 resolution on Cuba banning a Soviet military base in Cuba, with amendment in the nature of a substitute.

## NUCLEAR ARMS REDUCTION

*Committee on Foreign Relations:* Committee held hearings on S.J. Res. 163, S.J. Res. 171, S.J. Res. 177, S.J. Res. 191, S. Res. 323, S. Res. 343, S. Res. 370, S. Ex. Res. 5, S. Ex. Res. 6, and S. Con. Res. 81, resolutions providing for a reduction of nuclear armaments by the United States and the Soviet Union, receiving testimony from Senators Hatfield and Kennedy; and Alexander M. Haig, Jr., Secretary of State.

Hearings continue on tomorrow.

## EXPORT CONTROLS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations resumed hearings on the effectiveness of the Federal Government to enforce export controls, focusing on the transfer of high technology to the Soviet Union and other Warsaw Pact nations, receiving testimony from Admiral Bobby R. Inman, Deputy Director, Central Intelligence Agency; Michael Lorenzo, Deputy Under Secretary of Defense for International Programs and Technology; Stephen D. Bryen, Deputy Assistant Secretary of Defense for International Economics, Trade and Security Policy; and Charles Lecht, Advanced Computer Techniques Corp., New York City.

Hearings continue on tomorrow.

### BLOCK GRANTS

*Committee on Governmental Affairs:* Subcommittee on Intergovernmental Relations resumed oversight hearings on the implementation of block grant programs, receiving testimony from Robert J. Rubin, Assistant Secretary of Health and Human Services for Planning and Evaluation; Charles A. Bowsher, Comptroller General of the United States, General Accounting Office; Commissioner Dianne Ahrens, Ramsey County, Minnesota, on behalf of the National Association of Counties; Mayor Angelo R. Martinelli, Yonkers, New York, on behalf of the U.S. Conference of Mayors; Alma Stallworth, National Black Child Development Institute, Detroit, Michigan; Delores S. Delahanty, Human Services Coordination Alliance, Louisville, Kentucky, on behalf of the National Association of Social Workers, Inc., Kansas State Senator Paul Hess, Topeka, on behalf of the National Conference of State Legislatures; and Brenda L. Russell, Child Welfare League of America, Inc., and Sandy Solomon, Coalition on Block Grants and Human Needs, both of Washington, D.C.

Hearings were recessed subject to call.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

The nominations of William A. Kolibash, to be U.S. Attorney for the Northern District of West Virginia, Marvin E. Breazeale, to be U.S. Marshal for the Southern District of Mississippi, and Gilbert G. Pompa, of Texas, to be Director, Community Relations Service;

S. 2317, granting a Federal Charter to the National Federation of Music Clubs with an amendment;

S. 2215, granting a Federal Charter to the National Association of State Directors of Veterans Affairs, Inc.; and

H.R. 4769, granting a Federal Charter to the American Council of Learned Societies.

### ORGANIZED CRIME AND RACKETEERING

*Committee on Labor and Human Resources:* Committee resumed hearings on the Department of Labor's law enforcement activities, focusing on the Organized Crime and Racketeering Section of the Department of Labor's Office of Inspector General investigation of allegations that several local chapters of the International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers and helpers have been selling union cards at extortionate prices, receiving testimony from Gary Boring and Wayne Boring, both of Pittsburgh, Pennsylvania; and numerous unidentified witnesses.

Hearings continue on Thursday, May 13.

### EXTENDED FAMILY

*Committee on Labor and Human Resources:* Subcommittee on Aging, Family and Human Services concluded hearings on Federal policies regarding problems of the social welfare delivery system and public assistance, focusing on the extended family, after receiving testimony from Robert Woodson, American Enterprise Institute for Public Policy, and Robert Hill, Associated Bureau of Social Service Research, both of Washington, D.C.; Nancy Colletta, University of Maryland, College Park; Sister Falaka Fattah, House of UMOJA, Philadelphia, Pennsylvania; and Sydney Duncan, Homes for Black Children, Detroit, Michigan.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 6337–6354; and 15 resolutions, H.J. Res. 479–482, H. Con. Res. 337–339, and H. Res. 458–465 were introduced.

**Pages 9433–9434**

**Reports Filed:** Reports were filed as follows:

H. Res. 458, providing for the consideration of H.R. 5726, National Bureau of Standards Authorization Act for fiscal year 1983 (H. Rept. 97–505);

H. Res. 459, providing for the consideration of H.R. 5842, National Science Foundation Authorization Act for fiscal years 1982 and 1983 (H. Rept. 97–506);

H. Res. 460, providing for the consideration of H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 97–507);

H. Res. 461, providing additional procedures during the consideration of H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982 (H. Rept. 97–508); and

H. Res. 462, providing for the consideration of H.R. 6068, Intelligence Authorization Act for fiscal year 1983 (H. Rept. 97–509).

**Page 9433**

**Journal:** By a yea-and-nay vote of 351 yeas to 24 nays with 1 voting "present", Roll No. 65, the House approved the Journal of Monday, May 10.

**Page 9342**

**Late Reports:** Committee on Rules received permission to have until midnight tonight to file certain privileged reports.

**Page 9343**

**Suspensions:** House voted to suspend the rules and pass the following measures:

*Housing assistance authorization:* H.R. 6294, to provide supplemental authorization in order to stimulate the sales and production of housing (passed by a yea-and-nay vote of 349 yeas to 55 nays, Roll No. 66);

Pages 9346-9362

*Corn gluten feed:* H. Res. 435, to urge the President of the United States to take appropriate action to protect United States exports of corn gluten feed;

Pages 9363-9366

*Under Secretary of Commerce:* H.R. 3141, amended, to authorize an Under Secretary of Commerce for Economic Affairs. Subsequently, this passage was vacated and S. 1808, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; and

Pages 9366-9368

*Government employees training:* H.R. 5145, amended, to amend title 5, United States Code, to provide training opportunities for employees under the Office of the Architect of the Capitol and the Botanic Garden.

Pages 9368-9369

**Pretrial Services:** By a yea-and-nay vote of 369 yeas to 30 nays, Roll No. 67, the House passed H.R. 3481, to amend chapter 207 of title 18, United States Code, relating to pretrial services.

Agreed To:

The committee amendments; and

A technical amendment.

Subsequently, this passage was vacated and S. 923, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 923, and asked a conference. Appointed as conferees: Representatives Rodino, Hughes, Conyers, Kastenmeier, Glickman, McClory, Sawyer, and Fish.

H. Res. 439, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9369-9378

**Presidential Message—U.S./Soviet Union Fishery Agreement:** Received and read a message from the President wherein he transmits Diplomatic Notes, together with the present agreement, extending the governing international fishery agreement between the United States and the Soviet Union until July 1, 1983—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 97-177).

Page 9380

**National Trails System:** By a yea-and-nay vote of 389 yeas to 6 nays, Roll No. 68, the House passed H.R. 861, to amend the National Trails System Act by designating additional national scenic and historic trails.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that strikes language providing for congressional veto of a determination by the appropriate Secretary that a trail route is not feasible for designation as a national scenic or historic trail; and

An amendment that includes Fort Mitchell within the Trail of Tears feasibility study.

H. Res. 358, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9380-9388

**Committee To Sit:** Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, May 12.

Page 9390

**Historic Camden:** House passed S. 146, to authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina—clearing the measure for the President.

H. Res. 448, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9390-9393

**P.O.W./M.I.A. Recognition Day:** House passed H.J. Res. 479, to provide for the designation of July 9, 1982 and April 9, 1983 as "National P.O.W./M.I.A. Recognition Day". Subsequently, this passage was vacated and S.J. Res. 160, a similar Senate-passed resolution, was passed in lieu after being amended to contain the language of the House resolution as passed. Agreed to amend the title of the Senate resolution.

Pages 9392-9394

**Older Americans Month:** House agreed to S. Con. Res. 82, expressing the sense of the Congress that the people of the United States should observe the month of May 1982 as Older Americans Month—clearing the measure.

Pages 9394-9395

**Working Mothers' Day:** House passed S.J. Res. 53, to provide for the designation of September 6, 1981, as "Working Mothers' Day".

Agreed to an amendment that changes the designated day to September 5, 1982.

Agreed to amend the title.

Page 9395

**National Folk Dance:** House passed S.J. Res. 59, designating the square dance as the national folk dance of the United States.

Agreed to an amendment that limits the designation to 1982 and 1983.

Pages 9395-9396

**National Orchestra Week:** House passed S.J. Res. 145, authorizing the President to proclaim "National

Orchestra Week"—clearing the measure for the President.
Pages 9396-9397

**Hadassah Anniversary:** House agreed to S. Con. Res. 62, to congratulate Hadassah, the Women's Zionist Organization of America, on the celebration of its seventieth anniversary—clearing the measure.
Page 9397

**National Hospice Week:** House passed S.J. Res. 170, to designate the week of November 7, 1982, through November 14, 1982, as "National Hospice Week"—clearing the measure for the President.
Page 9397

**Adjournment:** Met at noon and adjourned at 7:09 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations.* Subcommittee on Defense met in executive session to hold a hearing on Tactical Aircraft—Research, Development, Test and Evaluation, and Procurement. Testimony was heard from James R. Ambrose, Under Secretary of the Army, and VAdm. W. L. McDonald, Deputy Chief of Naval Operations for Air Warfare.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on Economic Development and Regulation. Testimony was heard from Brent Coopersmith, Chairman, Lottery and Charitable Games Control Board.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on World Population Programs. Testimony was heard from Peter McPherson, Director, AID, and public witnesses.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held a hearing on Federal Emergency Management Agency. Testimony was heard from Louis O. Guiffrida, Director, Federal Emergency Management Agency.

Hearings continue tomorrow.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the National Park Service. Testimony was heard from the following officials of the Department of the Interior: Don Hodel, Under Secretary, and Russell Dickinson, Director, National Park Service.

Hearings continue tomorrow.

### TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on Administrative Conference of the U.S., Advisory Committee on Federal Pay, Committee for Purchase from the Blind and Other Severely Handicapped. Testimony was heard from departmental witnesses.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### MISCELLANEOUS MEASURES; REPROGRAMING

*Committee on Armed Services:* Ordered reported the following bills: H.R. 6329, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983; H.R. 6317, amended, to revise the manner in which the October 1, 1982, pay increase for members of the uniformed services is to be determined, to make various adjustments in military personnel and compensation programs; and H.R. 1400, amended, to amend title 38, United States Code, to establish new educational assistance programs for veterans and for members of the Armed Forces.

The Committee also approved a pending reprogramming. Prior to this action, the Committee held a hearing on the reprograming. Testimony was heard from Capt. James E. Hancock, Assistant Director, Budget and Reports, Office of the Comptroller, Department of the Navy.

### NET WORTH GUARANTEE ACT; HOUSING AND URBAN-RURAL RECOVERY ACT

*Committee on Banking, Finance and Urban Affairs:* Ordered reported as amended the following bills: H.R. 6267, Net Work Guarantee Act and H.R. 6296, Housing and Urban-Rural Recovery Act of 1982.

### OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage continued hearings on H.R. 6058, Olympic Coin Act of 1982 and H.R. 6069, Olympic Commemorative Silver Dollar Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported as amended the following bills: H.R. 5540, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States; H.R. 4928, Employee Benefit Administration Act of 1981 and H.R. 4929, Public Employee Retirement Income Security Act of 1981.

## MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported the following bills: H.R. 6307, amended, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1983 and 1984; H.R. 6162, amended, to authorize appropriations for the National Telecommunications and Information Administration for fiscal years 1983 and 1984 and H.R. 6258, to authorize funds for fiscal year 1983 for carrying out the International Travel Act of 1961.

## NATIONAL ENERGY EMERGENCY PREPAREDNESS ACT

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels approval for full Committee action a clean bill to be introduced, the National Energy Emergency Preparedness Act of 1982.

## HEALTH RESEARCH; NIH

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment approved for full Committee action the following measures: H.R. 6247, amended, Health Research, Library, Planning and Promotion Programs Extension Act of 1982, and a clean bill to be introduced providing authorization for the National Institutes of Health for fiscal year 1983–1985.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Continued markup of the Executive Branch Supplemental fiscal year 1983 Foreign Assistance Authorization request.

Will continue tomorrow.

## CARIBBEAN BASIN

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs approved for full Committee action as amended H.R. 5900, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region.

## STRATEGIC ARMS CONTROL

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs held a hearing on Strategic Arms Control and United States National Security Policy. Testimony was heard from Representatives Bingham, Markey, Gore and Bedell and public witnesses.

Hearings continue May 17.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met to consider pending business.

## LEASED FEDERAL COAL RESERVES

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held an oversight hearing on leased Federal coal reserves. Testimony was heard from the following representatives of the Office of Technology Assessment: Dr. Audrey Buyrn, Program Manager, Materials Program and Karen Larsen, Program Staff member.

## WEB PIPELINE

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources approved for full Committee action as amended H.R. 4347, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 4476, amended, to amend the Administrative Conference Act, by authorizing appropriations therefor; H.R. 6191, to amend the Civil Rights Act of 1957 to authorize appropriations for the United States Commission on Civil Rights for the fiscal year ending September 30, 1983; H.R. 6260, amended, to authorize appropriations to the Patent and Trademark Office in the Department of Commerce; H.R. 5297, amended, to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1983.

The Committee also began markup of H.R. 5879, Refugee Assistance Amendments of 1982.

Will continue tomorrow.

## MARITIME REGULATORY REFORM

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended H.R. 4374, to improve the international ocean commerce transportation system of the United States.

## CONSULTING REFORM ACT

*Committee on Post Office and Civil Service:* Subcommittee on Human Resources concluded hearings on H.R. 4089, the Consulting Reform Act. Testimony was heard from Representative Pease and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Public Works and Transportation:* Ordered reported the following bills: H.R. 5930, to renew the aviation war risk insurance program; H.R. 3072, to designate the air traffic control tower at Memphis "the Omlie Tower"; and H.R. 6100, amended, to amend the Public Works and Economic Development Act of 1965, and the Appalachian Regional Development Act of 1965.

### URGENT SUPPLEMENTAL APPROPRIATIONS

*Committee on Rules:* Granted a rule providing additional procedures during the consideration of H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982; striking the proviso in H. Res. 415 allowing points of order to be made against specified provisions of the bill for failure to comply with section 311(a) of the Congressional Budget Act; waiving clauses 2 and 6 of Rule XXI against specified provisions of the bill; making in order the following two amendments and waiving clause 2, Rule XXI and section 311(a) of the Congressional Budget Act against said amendments: (1) an amendment to be printed in the Record by Rep. Boland on May 11, 1982, and if said amendment is offered by Reps. Boland, AuCoin or Patterson; and (2) an amendment printed in the Record on May 11, 1982 by, and if offered by Rep. Lowry of Washington. Testimony was heard from Chairman Whitten and Representatives AuCoin, Patterson, Lowry of Washington, Conte, Smith of Nebraska, Corcoran and Evans of Delaware.

### NATIONAL BUREAU OF STANDARDS AUTHORIZATION

*Committee on Rules.* Granted an open rule providing one hour of debate on H.R. 5726, National Bureau of Standards Authorization Act for Fiscal Year 1983. Testimony was heard from Chairman Fuqua and Representative Winn.

### NATIONAL SCIENCE FOUNDATION AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5842, National Science Foundation Authorization Act for Fiscal Years 1982 and 1983. Testimony was heard from Chairman Fuqua and Representative Winn.

### NASA AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management. Testimony was heard from Chairman Fuqua and Representative Winn.

### INTELLIGENCE AUTHORIZATION ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6068, Intelligence Authorization Act for Fiscal Year 1983. Testimony was heard from Chairman Boland and Representative Robinson.

### SMALL BUSINESS ACT AMENDMENTS

*Committee on Small Business:* Ordered reported as amended H.R. 6086, to amend the Small Business Act and the Small Business Investment Act of 1958.

### MISCELLANEOUS MEASURES

*Committee on Veterans' Affairs:* Ordered reported clean bills to be introduced in lieu of the following bills: H.R. 5846, to amend title 38, United States Code, to extend for 1 year the authority for the provision of Veterans' Administration health care by contract in the Commonwealth of Puerto Rico and in the Virgin Islands; and H.R. 6286, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to provide that Veterans' Administration nurses who work two 12-hour regularly scheduled tours of duty over a weekend shall be considered to have worked a full basic workweek.

The Committee also approved a Committee resolution authorizing the construction of various health care facilities in fiscal year 1983.

### TECHNICAL CORRECTIONS ACT

*Committee on Ways and Means:* Ordered reported as amended H.R. 6056, Technical Corrections Act.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, May 12, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 9612–9758*

**Bills Introduced:** Four bills and two resolutions were introduced, as follows: S. 2519–2522 and S. Con. Res. 95–96.

Page 9720

**Bills Reported:** Reports were made as follows:

S. 2248, authorizing funds for fiscal year 1983, for military procurment programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, with an amendment in the nature of a substitute.

S. 2177, providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands (S. Rept. No. 97–389).

S. 2260, clarifying the jurisdictional boundaries between the Securities and Exchange Commission and the Commodity Futures Trading Commission, with an amendment in the nature of a substitute (S. Rept. No. 97–390).

S. 2398, authorizing funds for increased participation by the United States in the African Development Bank, with amendments (S. Rept. No. 97–391).

S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles.

Page 9720

Measure passed:

*National Housing Act Amendment:* Senate passed H.R. 6038, extending the authority of the Secretary of Housing and Urban Development to enter into contracts to provide mortgage assistance payments for lower income families.

Pages 9710–9711

**Department of Defense Authorizations, 1982:** Senate continued consideration of S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

By 32 yeas to 60 nays, Senate failed to table Specter-Dixon modified Amendment No. 1397, to provide that it is the sense of the Congress that the President should, at the earliest possible date, act to convene a summit meeting with leaders of the Government of the Union of Soviet Socialist Republics for the purpose of seeking to reduce the risk that nuclear war would occur from any cause and to establish a means for better controlling the use of, and reducing the stocks of nuclear weapons; and, further, that the President of the Union of Soviet Socialist Republics should, at the earliest possible date, respond to any invitation extended to him by the President of the United States to attend such a summit meeting.

Page 9621

By unanimous vote of 99 yeas, Senate agreed to a motion to recommit the bill (S. 2248) to the Committee on Armed Services, to be reported back to the Senate forthwith, with certain instructions.

Page 9627

The bill was reported back forthwith, with a committee amendment in the nature of a substitute, and the Senate began consideration thereof, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Dole unprinted amendment No. 916, declaring that the full Social Security cost-of-living adjustment of 7.4 percent be paid in full on July 1, 1982, as scheduled; that the Senate renews its commitment to maintaining and assuring that the Social Security system shall be preserved and strengthend so that benefits will be paid in a timely manner; and that any corrective action taken shall not include any more than is absolutely necessary to preserve the financial integrity of the Social Security system.

Page 9636

(2) Baker-Kasten unprinted amendment No. 917 (to unprinted amendment No. 916), in the nature of a substitute, declaring that the full Social Security cost-of-living adjustment of 7.4 percent be paid in full on July 1, 1982, as scheduled; that the Senate renews its commitment to maintaining and assuring that the Social Security system shall be preserved and strengthened so that benefits will be paid in a timely manner; that any corrective action taken shall not include any more than is absolutely necessary to preserve the financial integrity of the Social Security system; and that Congress will await the recommendation of the National Commission on Social Security Reform prior to ultimately deciding any binding statutory amounts, changes or corrective actions to be taken.

Page 9637

By 91 yeas to 7 nays, Senate agreed to unprinted amendment No. 916 and unprinted amendment No. 917 (to unprinted amendment No. 916) (listed above), en bloc.

Page 9659

(3) By 92 yeas to 6 nays, Specter-Dixon modified Amendment No. 1397, providing that it is the sense of the Congress that the President of the United States should be commended for his expressed desire to meet with the President of the Union of Soviet Socialist Republics in June 1982; that the meeting should be an essential step in a patient and persistent effort to achieve significant, balanced and verifiable reductions in the strategic arsenals of the United States and the Union of Soviet Socialist Republics and, thereby, reduce the dangers of nuclear war; that such effort should feature, after appropriate preparation and with the goal of achieving concrete results, a summit meeting between the leaders of the two nations; that such meetings should be pursued so as to achieve a more constructive framework for Soviet-American relations; and that the President of the Union of Soviet Socialist Republics should, at the earliest possible date, respond favorably to the invitation extended to him by the President of the United States to meet in June 1982, and any subsequent invitation to attend a summit meeting.

Page 9660

(4) Mitchell unprinted amendment No. 921, providing that none of the funds appropriated pursuant to an authorization contained in the Act or any other Act enacted after date of enactment of the Act may be obligated or expended to enter into any contract for the performance of firefighting functions or security functions at any military installation or facility, except when such funds are for express purpose of providing for the renewal of contracts in effect on the date of enactment of the Act.

Page 9663

(5) Mattingly-Hayakawa Amendment No. 1441, amending section 12 of the Military Selective Service Act to make persons who fail to comply with the registration requirements of such Act ineligible for certain educational benefits.

Page 9663

(6) Pryor unprinted amendment No. 922, establishing an Office of Inspector General in the Department of Defense (as amended by unprinted amendment No. 926 below).

Page 9667

(7) By unanimous vote of 94 yeas, Roth unprinted amendment No. 926 (to unprinted amendment No. 922), in the nature of a substitute.

Page 9687

(8) Proxmire-Thurmond unprinted amendment No. 928, modifying the requirements relating to the initial period of active duty for training of all persons enlisting in a reserve component of the Armed Forces.

Page 9705

(9) Proxmire-Thurmond unprinted amendment No. 929, providing a period of open enrollment in the Survivor Benefit Plan to persons who, but for age, were entitled to retired pay before December 1, 1980.

Page 9706

(10) Proxmire-Thurmond unprinted amendment No. 930, extending certain educational loan repayment benefits to commissioned officers who are serving in pay grade O-1 or O-2 in the Selected Reserve of any of the Armed Forces.

Page 9706

(11) Levin-Quayle unprinted amendment No. 931, strengthening allied defense contributions and requiring a report thereon by the Secretary of Defense not later than March 1, 1983.

Page 9706

Rejected:

(1) Baucus unprinted amendment No. 918, to provide that the Secretary shall make expenditures to the extent that funds are available and in such amounts as are provided in appropriation acts. (By 53 yeas to 45 nays, Senate tabled the amendment, taking with it Robert C. Byrd unprinted amendment No. 919 (to unprinted amendment No. 918), in the nature of a substitute.)

Page 9658

(2) Bentsen unprinted amendment No. 925 (to Roth unprinted amendment No. 924) in the nature of a substitute, to establish an Office of Inspector General in the Department of Defense. (Senate tabled the amendment. By 45 yeas to 46 nays, Senate earlier failed to table the amendment, and agreed to reconsider the vote after, by 42 yeas to 51 nays, failing to table a motion to reconsider.)

Page 9679

(3) By 40 yeas to 54 nays, Dole unprinted amendment No. 927, to eliminate the authorization for fiscal year 1982 for additional retention, operation, and maintenance expenses of Titan II missiles. (By 32 yeas to 61 nays, Senate earlier failed to table the amendment.)

Page 9687

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, May 13.

Page 9703

Pages 9621-9709

**Change of Committee Reporting Date:** By unanimous consent, the May 15th reporting date specified in Sec. 402(a) of the Congressional Budget Act, which was previously changed to May 17th for 1982, was changed to May 28, 1982, and committee reports may be received until 5 p.m.

Page 9710

**Protection of Cabinet Officers:** By unanimous consent, the Secretary of the Senate was authorized to request the return from the House of Representatives the engrossed bill (S. 907) including Cabinet officers under the provisions of the U.S. Code relating to assassinations, kidnapping and assault.

Page 9710

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, in accordance with S. Res. 392, (97–2), appointed former Senators Pearson and Ribicoff to be members of the Study Group on Senate Practices and Procedures.

Page 9715

**Confirmations:** Senate confirmed the following nominations:

General John W. Vessey, Jr., U.S. Army, to be Chairman, Joint Chiefs of Staff.

William A. Kolibash, to be U.S. Attorney for the Northern District of West Virginia.

Marvin E. Breazeale, to be U.S. Marshal for the Southern District of Mississippi.

Gilbert G. Pompa, of Texas, to be director, Community Relations Service.

1 Army nomination in the grade of General.

2 Navy nominations in the grade of Admiral.

2 Air Force nominations in the grade of General.

1 Marine Corps nomination in the grade of General.

Routine lists of Army, Navy, Air Force, Marine Corps, and Coast Guard nominations. Page 9758

**Messages From the House:** Page 9718

**Measures Referred:** Pages 9718-9719

**Measures Ordered Placed on Calendar:** Page 9718

**Communications:** Pages 9718-9719

**Statements on Introduced bills:** Pages 9720-9730

**Amendments Submitted for Printing:** Pages 9733

**Notices of Hearings:** Page 9733

**Committee Authority to Meet:** Page 9733

**Additional Statements:** Page 9733-9756

**Confirmations:** Page 9758

**Record Votes:** Ten record votes were taken today. (Total—107) Pages 9623, 9628, 9657, 9659, 9662, 9684, 9685, 9687, 9703, 9706

**Recess:** Senate convened at 8:45 a.m., and recessed at 11:17 p.m., until 9 a.m., on Thursday, May 13, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 9758.)

## *Committee Meetings*

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on the readiness of the Rapid Deployment Joint Task Force, receiving testimony from Lt. General Robert C. Kingston, USA, Commander, Rapid Deployment Joint Task Force; Charles Groover, Deputy Assistant Secretary of Defense for Program Integration (Manpower, Reserve Affairs and Logistics); and Lt. General James R. Brickel, USAF, Deputy Commander-in-Chief, U.S. Readiness Command.

Subcommittee will meet again tomorrow.

### APPROPRIATIONS—OMB AND GENERAL GOVERNMENT

*Committee on Appropriations:* Subcommittee on the Treasury, Postal Service and General Government concluded hearings on proposed budget estimates for fiscal year 1983, after receiving testimony in behalf of funds for the Office of Management and Budget from David A. Stockman, Director, OMB, and on proposed budget estimates for fiscal year 1983 for certain programs which fall within the jurisdiction of the subcommittee, after receiving testimony from Bernard Aidinoff and Edward N. Delaney, both of the American Bar Association, William McMorran, National Retired Teachers Association and American Association of Retired Persons, Linda Pinegar, Air Transport Association of America, Bruce Christensen, National Association of Public Television, Jeremiah J. Kenney, Union Carbide Corporation, William S. Dudley, Society for History in the Federal Government, Page Putnam Miller, American Historical Association & Organization of American Historians, Charlene Bickford, Coalition to Save Our Documentary Heritage, Vincent Connery, National Treasury Employees Union, and J. J. Corbett, Airport Operators Council International, all of Washington, D.C.; and Nina B. Link, Children's Television Workshop, New York City.

### BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the following bills:

S. 2375, extending for 1 year the Department of Defense Production Act, providing availability of authorities necessary to continue improvement in United States ability to mobilize resources in times of national emergency, with an amendment in the nature of a substitute; and

An original bill (S. 2606) authorizing funds for fiscal year 1983 for Federal transit assistance programs of the Urban Mass Transit Administration.

Also, the committee approved for reporting S. 2260, clarifying the jurisdictional boundaries between the Securities and Exchange Commission and the Commodity Futures Trading Commission, with an amendment in the nature of a substitute.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee began markup of the following proposals but did not complete action thereon:

S. 1777, establishing the permanent boundary of Acadia National Park on Isle au Haut off the Coast of Maine;

S. 1540, revising the boundaries of the Saratoga National Park in New York;

S. 2443, authorizing the Secretary of the Interior to engage in feasibility investigations of certain water resource developments;

S. 1877, providing for the reinstatement and validation of U.S. oil and gas lease numbered NM-12846;

S. 1909, providing for the reinstatement and validation of U.S. oil and gas lease numbered W-24153;

S. 1941, providing for the reinstatement and validation of U.S. oil and gas leases numbered NM-25447 and NM-25452 ACQ;

S. 2146, extending the lease terms of various Federal oil and gas leases from Clyde Aylesworth, Toledo Mining Company, Salt Lake City, Utah; and

S. 2481, providing for the reinstatement and validation of U.S. oil and gas lease numbered W-6198

Also, committee concluded consideration of two committee resolutions each waiving the waiting period for the granting of rights-of-way for certain construction projects on Federal lands.

Committee will meet again tomorrow.

### NUCLEAR ARMS REDUCTION

*Committee on Foreign Relations:* Committee held hearings on S.J. Res. 163, S.J. Res. 171, S.J. Res. 177, S.J. Res. 191, S. Res. 323, S. Res. 343, S. Res. 370, S. Ex. Res. 5, S. Ex. Res. 6, and S. Con. Res. 81, resolutions providing for a reduction of nuclear armaments by the United States and the Soviet Union, receiving testimony from Senators Warner, Specter, Jackson, and Hart; Representatives Zablocki, Markey, and Gore; Kenneth Rush, former Deputy Secretary of State and former Deputy Secretary of Defense, Roger C. Molander, Ground Zero, William Jackson, Jr., Brookings Institute, and Paul C. Warnke, Clifford & Warnke, all of Washington, D.C.; and Admiral Noel Gayler (Ret.), Steamboat Springs, Colorado, former Commander-in-Chief of U.S. Forces, Pacific, and former Director of the National Security Agency.

Also, committee held a closed briefing on the nuclear arms reduction proposals, receiving testimony from Richard R. Burt, Director, Bureau of Politico-Military Affairs, Department of State.

Committee will meet again tomorrow.

### EXPORT CONTROLS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings on the effectiveness of the Federal Government to enforce export controls, focusing on the transfer of high technology to the Soviet Union and other Warsaw Pact nations, receiving testimony from Lawrence J. Brady, Assistant Secretary of Commerce for Trade Administration.

Hearings were recessed subject to call.

### FEDERAL FUNDS—GEOGRAPHIC DISTRIBUTION

*Committee on Governmental Affairs:* Subcommittee on Intergovernmental Relations concluded hearings on S. 2386 and S.J. Res. 146, measures providing for the establishment of a system to collect and report data on the geographic distribution of Federal funds for each fiscal year by State, county and city area, after receiving testimony from Senator Specter; Joseph Wright, Deputy Director, and James Kelly, Deputy Associate Director for Intergovernmental Affairs, both of the Office of Management and Budget; Shirley Kallek, Associate Director for Economic Areas, Bureau of the Census, and Edwin J. Coleman, Chief, Regional Economic Analysis Division, Bureau of Economic Analysis, both of the Department of Commerce; Harry Havens, Assistant Comptroller General for Program Evaluation, General Accounting Office; Thomas Anton, University of Michigan, Ann Arbor; and Stephen B. Farber, National Governors' Association, Washington, D.C.

### FEDERAL AND STATE COURTS

*Committee on the Judiciary:* Committee held hearings on S. 675 and S. 1530, bills establishing a Commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and Federal law, receiving testimony from Judge J. Clifford Wallace, Ninth Circuit Court of Appeals, San Diego, California; Judge Robert Vance, Eleventh Circuit Court of Appeals, Birmingham, Alabama; Daniel J. Meador, University of Virginia, Charlottesville; George H. Williams, American Judicature Society, Chicago, Illinois; and Charles Abernathy, Georgetown University Law Center, Washington, D.C.

Hearings were recessed subject to call.

### COMMUNIST INTELLIGENCE GATHERING ACTIVITIES ON CAPITOL HILL

*Committee on the Judiciary:* Subcommittee on Security and Terrorism held hearings on S. 1959, requiring nationals of Communist countries to register with the Attorney General before engaging in certain activities involving Members of Congress and Congressional employees, and S. 1963, increasing the authorized fine for nondiplomatic agents of foreign governments who act in the United States without prior notification to the Federal authorities, receiving testimony from Representative Ritter; James E. Nolan, Jr., Deputy Assistant Director, Intelligence Division, Federal Bureau of Investigation, and Mark Richard, Deputy Assistant Attorney General, and John L. Martin, Chief, Intelligence Section, both of the Criminal Division, all of the Department of Justice; and Jeffrey H. Smith, Assistant Legal Advisory for Law Enforcement and Intelligence Affairs, Department of State.

Hearings were recessed subject to call.

### EDUCATION—GUIDANCE AND COUNSELING

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and Humanities concluded oversight hearings on the current state of guidance and counseling in elementary, secondary, and postsecondary schools, focusing on what national objectives the Federal government should promote through guidance and counseling, after receiving testimony from Representative Goodling; Edwin L. Herr, Pennsylvania State University, University Park; Cynthia Terres, American School Counselors Association, Columbia, South Carolina; Norman C. Gysbers, University of Missouri, Columbia; and Jeffrey Drake, Genessee Intermediate School District, Flint, Michigan.

### ORGANIZATIONAL MEETING

*Select Committee To Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee held a further organizational meeting where the committee discussed the areas of investigation which might fall within its jurisdiction.

Committee will meet again on Wednesday, May 26.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 11 public bills, H.R. 6355–6365; 2 private bills, H.R. 6366 and 6367; and 6 resolutions, H.J. Res. 483 and 484, H. Con. Res. 340–343, were introduced.

Page 9609

**Bills Reported:** Reports were filed as follows:

H.R. 4800, to reinstate certain taxes imposed on aviations, amended (H. Rept. 97–510); and

H.R. 4476, to amend the Administrative Conference Act by authorizing appropriations therefor, amended (H. Rept. 97–511).

Pages 9609–9610

**Subcommittee to Sit:** Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Thursday, May 13.

Pages 9488–9489

**United Nations and Israel:** By a yea-and-nay vote of 401 yeas to 3 nays, Roll No. 69, the House voted to suspend the rules and agree to H. Con. Res. 322, regarding membership in the United Nations General Assembly. This resolution was debated on Monday, May 10.

Page 9488

**Supplemental Appropriations:** House passed H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

By a yea-and-nay vote of 385 yeas to 12 nays, with 1 voting "present", Roll No. 70, the House resolved itself into the Committee of the Whole.

Agreed To:

An amendment that provides $23.34 million to reimburse States for refugee and domestic assistance for Cuban and Haitian entrants;

An amendment that provides $1 billion in funds for the new mortgage subsidy assistance program administered by the Department of Housing and Urban Development (agreed to by a recorded vote of 343 ayes to 67 noes, Roll No. 71);

An amendment that provides $3.96 million in funds to Kansas to correct a Federal accounting error;

An amendment that insures eligibility of developing higher education institutions to funds under this Act; and

An amendment that repeals the balanced budget provisions of the International Monetary Fund Act of 1978.

Rejected:

An amendment that sought to prohibit expenditure of HUD funds in this Act if in violation of the balanced budget provisions of the International Monetary Fund Act of 1978 (rejected by a recorded vote of 132 ayes to 276 noes, Roll No. 72); and

An amendment that sought to delete language restoring enforcement authority to the Mine Safety and Health Administration of safety and health standards on surface mining of stone, clay, gravel, or phosphate, or on surface construction on mine property (rejected by a recorded vote of 186 ayes to 220 noes, with 1 voting "present", Roll No. 73).

H. Res. 461, providing additional procedures during the consideration of the bill, was agreed to earlier by a voice vote.

Pages 9488–9553

**Papago Indian Water Rights:** House agreed, with amendments, to the Senate amendment to H.R. 5118, directing the Secretary of the Interior to deliver water supplies to the Papago Tribe of Arizona and its members in settlement of tribal and individual water rights claims in portions of the Papago reservations—returning the measure to the Senate.

Page 9553

**Referrals:** Eight Senate-passed measures were referred to the appropriate House committees.

Page 9602

## *Committee Meetings*

### INTERNATIONAL CARRIAGE OF PERISHABLE FOODSTUFFS ACT

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture approved for full Committee action as amended H.R. 6164, International Carriage of Perishable Foodstuffs Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from departmental and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to receive an arms control briefing. The Subcommittee was briefed by Ambassador Paul Nitze, Chairman, U.S. Delegation to the Negotiations in Geneva.

The Subcommittee also held a hearing in executive session on Tactical Aircraft RDT&E and Procurement. Testimony was heard from Maj. Gen. B. D. Russ, USAF, Director, Operational Requirements.

## HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies continued hearings on Federal Emergency Management Agency. Testimony was heard from Louis O. Guiffrida, Director, Federal Emergency Management Agency.

Hearings continue tomorrow.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior concluded hearings on the National Park Service. Testimony was heard from Russell Dickinson, Director, National Park Service, Department of the Interior.

## TREASURY-POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government held a hearing on U.S. Postal Service (rescission) and on Customs Service (BATF regarding South Florida Task Force Supplemental only). Testimony was heard from William F. Bolger, Postmaster General and from the following officials of the Department of the Treasury: John Walker, Assistant Secretary for Enforcement and Operations; William von Raab, Commissioner, Customs Service and Stephen E. Higgins, Director, Bureau of Alcohol, Tobacco and Firearms.

## CLASSIFIED BRIEFING

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials met in executive session to receive a classified briefing on Ocean Venture '81. The Subcommittee was briefed by Adm. Harry D. Train II, USN, Commander-in-Chief, Atlantic Fleet.

## OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage concluded hearings on H.R. 6058, Olympic Coin Act of 1982 and H.R. 6069, Olympic Commemorative Silver Dollar Act. Testimony was heard from public witnesses.

## FIRST CONCURRENT BUDGET RESOLUTION

*Committee on the Budget:* Began markup of the First Concurrent Budget Resolution for fiscal year 1983 and revised Second Concurrent Budget Resolution for fiscal year 1982.

## FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

*Committee on the District of Columbia:* Ordered reported H.R. 5595, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.

## FAIR LABOR STANDARDS ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Labor Standards held a hearing on H.R. 6103, to amend the enforcement provisions of the Fair Labor Standards Act. Testimony was heard from William M. Otter, Administrator, Wage and Hour Division, Department of Labor and public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on the Department of Education's enforcement of title II of the Civil Rights Act and title IX of the Education Amendments of 1982. Testimony was heard from Representatives Edwards of California, Schroeder and Chisholm; Terrel H. Bell, Secretary of Education; William Bradford Reynolds, Assistant Attorney General for Civil Rights, Department of Justice and Dr. Mary Frances Berry, member, Commission on Civil Rights.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported as amended the following bills: H.R. 6308, Rail Safety and Service Improvement Act of 1982 and H.R. 6273, Motor Vehicle Safety and Cost Savings Authorization Act of 1982.

## FOREIGN ASSISTANCE

*Committee on Foreign Affairs:* Continued markup of the Executive Branch Supplemental fiscal year 1983 Foreign Assistance Authorization request.

Will continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: H.R. 5161, amended, to designate certain lands in the Monongahela National Forest, W. Va., as wilderness, and to designate management of certain lands for uses other than wilderness; H.R. 6290, amended, to increase authorizations of appropriations for land acquisition for Voyageurs National Park, Cape Cod National Seashore, Cape Lookout National Seashore, and Sleeping Bear Dunes National Lakeshore; H.R. 6120, to reauthorize the Deep Seabed Hard Minerals Resources Act for fiscal years 1983, 1984, and 1985; H.R. 6272, to amend the Earthquake Hazards Reduction Act of 1977 to extend authorization of appropriations; and H.R. 4347, amended, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power.

The Committee began markup of H.R. 5988, Indian Housing Act of 1982.

## WPPSS BOND SALE

*Committee on Interior and Insular Affairs:* Subcommittee on Oversight and Investigations held a hearing on upcoming WPPSS bond sale. Testimony was heard from Peter Johnson, Administrator, Bonneville Power Administration, Department of Energy from the following officials of the Rural Electrification Administration, USDA: Joe Zoller, Assistant Administrator and Jack van Mark, Deputy Administrator and a public witness.

## REFUGEE ASSISTANCE AMENDMENTS

*Committee on the Judiciary:* Ordered reported as amended H.R. 5879, Refugee Assistance Amendments of 1982.

## BAIL REFORM ACT AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action as amended H.R. 4362, Bail Reform Act of 1982.

## LAW ENFORCEMENT OFFICERS' PROTECTION ACT

*Committee on the Judiciary:* Subcommittee on Crime continued hearings on H.R. 2280, Law Enforcement Officers' Protection Act of 1981, and related bills. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General, Department of Justice and public witnesses.

## CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 1647, and related bills, Criminal Code Revision Act of 1981, with emphasis on habeas corpus. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended H.R. 6196, to authorize appropriations for the fiscal year beginning October 1, 1982, for maintenance and operation of the Panama Canal.

The Committee also began markup of H.R. 5543, to establish an ocean and coastal resources management and development fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the fund.

## AIR TRAFFIC CONTROL SYSTEM PERSONNEL IMPROVEMENTS ACT

*Committee on Post Office and Civil Service:* Ordered reported H.R. 6310, Air Traffic Control System Personnel Improvements Act.

## GSA-SENIOR EXECUTIVES

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service held a hearing on reassignment of senior executives at the General Services Administration. Testimony was heard from Gerald C. Carmen, Administrator and other officials and Senior Executives of the GSA; Donald J. Devine, Director, Office of Personnel Management and public witnesses.

## SURFACE TRANSPORTATION ASSISTANCE ACT

*Committee on Public Works and Transportation:* Ordered reported as amended H.R. 6211, Surface Transportation Assistance Act of 1982.

## IN THE MATTER OF REPRESENTATIVE RICHMOND

*Committee on Standards of Official Conduct:* Met in executive session and agreed to conduct a preliminary inquiry in the matter of Representative Frederick Richmond.

## VETERANS' MEDICAL SERVICES

*Committee on Veterans' Affairs:* Subcommittee on Oversight and Investigations held a hearing on the implementation of section 115 of Public Law 96–330, relating to composition of Deans' Committees and status of plans to monitor affiliations of medical schools and VA hospitals; VA dental services program and the impact of Public Laws 96–22 and 97–35 on the program; and review of service and fiscal performance of Veterans Cantenn Service and General Post Fund. Testimony was heard from Dr. Donald L. Custis, Chief Medical Director, VA and a public witness.

## PUBLIC ASSISTANCE AMENDMENTS AND SUPPLEMENTAL UNEMPLOYMENT COMPENSATION

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment approved for full Committee action a clean bill to be introduced in lieu of H.R. 5791, Public Assistance Amendments of 1982 and H.R. 6085, Federal Supplemental Unemployment Compensation Act of 1982.

◆◆◆◆◆◆◆◆◆◆◆◆

## Thursday, May 13, 1982

# Senate

## Chamber Action

*Routine Proceedings, pages 9866–9959*

**Bills Introduced:** Seven bills and one resolutions were introduced, as follows: S. 2523–2529 and S.J. Res. 198.

Page 10106

**Bills Reported:** Reports were made as follows:

S. Res. 377, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of S. 2226, authorizing funds through fiscal year 1986 to reduce mortgage interest rates on home mortgages for qualifying individuals and provide for employment in the private sector.

Reports to accompany S. 1407, authorizing the United States Postal Service to subpoena material pursuant to investigations of postal offenses, to issue cease and desist orders to persons committing such offenses, to assess civil penalties against persons violating Postal Service orders, and to tender the price of an article or service for sale by mail to determine whether or not an illegal activity is being conducted, with an amendment in the nature of a substitute (S. Rept. No. 97–392).

S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, with an amendment in the nature of a substitute (with additional and minority views) (S. Rept. No. 97–393).

Page 10106 10107

**Measure Passed:**

*Department of Defense Authorizations, 1983:* By 84 yeas to 8 nays, Senate passed S. 2248, authorizing funds for fiscal year 1983 for military procurement programs of the Department of Defense, and authorizing supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, after agreeing to a modified committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) By 87 yeas to 1 nay, Roth unprinted amendment No. 932, expressing the sense of the Congress that the member countries of NATO must more effectively pool their resources for their common defense.

Page 9876

(2) Garn unprinted amendment No. 933, expressing the sense of the Congress that members of the National Guard of the United States and the Reserve Forces of the Armed Forces of the United States deserve public recognition for their vital contribution to our national defense and that members of these forces need the support and cooperation of their civilian employers in order to train and remain ready to respond to national emergencies.

Page 9880

(3) Hart unprinted amendment No. 934, requiring the Secretary of the Army to submit a report to the Committees on Armed Services of the Senate and the House of Representatives on the extent to which maneuver warfare concepts are being or have been incorporated into the policies and training of the Army, and the Secretary of the Navy to submit a report on the extent to which such concepts are being or have been incorporated into the policies and training of the Marine Corps.

Page 9881

(4) Jackson Amendment No. 1448, making adjustments in authorizations for the procurement of aircraft. (By 39 yeas to 60 nays, Senate failed to table the amendment.)

Page 9884

(5) Gorton unprinted amendment No. 935 (to Jackson Amendment No. 1448), in the nature of a substitute.

Page 9884

(6) Wallop unprinted amendment No. 938, directing the Department of Defense to build an on-orbit laser weapons system and to produce such system as quickly as technology will allow.

Page 9926

(7) Gorton Amendment No. 1399, requiring the Secretary of each military department to conduct a survey and submit a report on the teaching of military history in military service schools.

Page 9986

(8) By 48 yeas to 45 nays, Moynihan-D'Amato unprinted amendment No. 943, providing that the Secretary of Defense should conduct a test program during FY 1983 to test the effect of exempting certain contracts of the Department of Defense from the provisions of section 2392 of Title 10, United States Code, and pay a price differential under such contracts for the purpose of relieving economic dislocations.

Page 9988

(9) Stafford unprinted amendment No. 944, striking the section which provides that the Secretary of Defense shall be responsible for the conduct of programs carried out with funds of the Department of Defense made available and that the Secretary may

not delegate such responsibility outside the Department of Defense.

Page 9990

(10) Heinz unprinted amendment No. 945, restricting the construction of naval vessels in foreign shipyards.

Page 9995

(11) Proxmire unprinted amendment No. 947, expressing the sense of the Congress that the President take certain diplomatic actions relating to the development, production, stockpiling, and use of bacteriological and toxic weapons.

Page 10021

(12) By unanimous vote of 92 yeas, Hatfield modified unprinted amendment No. 951, prohibiting the obligation or expenditure of funds for binary chemical weapons unless the President makes certain certifications.

Page 10047

(13) Nunn unprinted amendment No. 954, providing that the Secretary of Defense shall conduct a full and complete study and evaluation of the recent report and recommendations by the Chairman of the VISTA 1999 task force entitled "VISTA 1999, A Long-Range Look at the Future of the Army and Air National Guard."

Page 10068

(14) Nunn unprinted amendment No. 955, providing that the Secretary of Defense shall conduct a full and complete study and evaluation of initiatives for improving the containment and control of the use of nuclear weapons, particularly in crises.

Page 10068

(15) Levin unprinted amendment No. 956, establishing a procedure for increased legislative oversight of increases in costs of acquisition of certain major defense systems.

Page 10070

(16) Warner unprinted amendment No. 958, providing that the Secretary of Defense shall submit a report to the Committees on Armed Services of the Senate and the House of Representatives, not later than January 1, 1983, regarding unit cohesion initiatives, if any, that have been taken in each of the armed forces and any such initiatives planned for any of the armed forces for the next five years.

Page 10074

(17) Warner unprinted amendment No. 959, expressing the sense of the Congress that the Secretary of the Army should place a plaque in Arlington National Cemetery honoring members of the United States Armed Forces who died during an attempt to rescue American hostages in Iran.

Page 10075

(18) Warner unprinted amendment No. 960, to adjust the funding level for Ballistic Missile Defense System technology.

Page 10075

(19) Cochran unprinted amendment No. 961, expressing the sense of the Congress with respect to certain negotiations regarding chemical weapons.

Page 10077

(20) Tower unprinted amendment No. 962 (to unprinted amendment No. 961), in the nature of a substitute.

Page 10078

Rejected:

(1) Mattingly unprinted amendment No. 937 (to Nunn unprinted amendment No. 936), in the nature of a substitute, to limit the use of funds made available for commercial, wide-body aircraft to make payments under the Civil Reserve Fleet program. (By 53 yeas to 44 nays, Senate tabled the amendment.)

Page 9923

(2) Hart unprinted amendment No. 939, to defer authorization of funds for one NIMITZ-class aircraft carrier. (By 63 yeas to 32 nays, Senate tabled the amendment.)

Page 9930

(3) Hart unprinted amendment No. 940, to delete authorization of funds for one NIMITZ-class aircraft carrier and add funds for two light aircraft carriers of the Type 45 class. (By 72 yeas to 19 nays, Senate tabled the amendment.)

Page 9951

(4) Glenn modified unprinted amendment No. 941, to set aside $565,000,000 for research, development, test, and evaluation of a new intercontinental ballistic missile system in lieu of research, development, test, and evaluation on the MX missile system or on basing of the MX missile system. (By 65 yeas to 29 nays, Senate tabled the amendment.)

Page 9960

(5) By 45 yeas to 49 nays, Moynihan unprinted amendment No. 942, to provide that the Secretary of Defense should conduct a test program during fiscal year 1983 to test the effect of exempting certain contracts of the Department of Defense from the provisons of section 2392 of Title 10, United States Code, and pay a price differential under such contracts for the purpose of relieving economic dislocations.

Page 9970

(6) Heinz unprinted amendment No. 948, to delete section 1106, relating to purchase of chemical warfare protective clothing and items containing specialty metals from foreign sources. (By 58 yeas to 36 nays, Senate tabled the amendment.)

Page 10023

(7) Robert C. Byrd-Heinz modified unprinted amendment No. 949, to modify section 1106, relating to purchase of chemical warfare protective clothing and items containing specialty metals from foreign sources. (By 59 years to 36 nays, Senate tabled the amendment.)

Page 10027

(8) Hart unprinted amendment No. 950, to authorize funds for the procurement of equipment and materials to defend or protect against chemical munitions in lieu of funds for the production of lethal binary chemical munitions or the procurement of equipment or tooling to produce such weapons. (By 49 yeas to 45 nays, Senate tabled the amendment.)
Page 10033

Pages 9876–9985

**Papago Indian Water Rights:** Senate concurred in the amendments of the House to the amendment of the Senate to H.R. 5118, directing the Secretary of the Interior to deliver water supplies to the Papago Tribe of Arizona and its members in settlement of tribal and individual water rights claims in portions of the Papago reservations, clearing the measure for the President.
Pages 9959–9960

**Confirmation:** Senate confirmed the nomination of James K. Asselstine, of Virginia, to be a Member of the Nuclear Regulatory Commission.
Page 10135

**Messages From the House:** Page 10100
**Measures Referred:** Page 10100
**Communications:** Page 10100
**Statements on Introduced Bills:** Pages 10107–10111
**Amendments Submitted for Printing:** Pages 10112–10113
**Notices of Hearings:** Page 10113
**Committee Authority to Meet:** Page 10113
**Additional Statements:** Pages 10113–10124
**Confirmations:** Page 10135

**Record Votes:** Thirteen record votes were taken today. (Total—120)
Pages 9880, 9922, 9924, 9949, 9958, 9968, 9985, 9989, 10031, 10032, 10047, 10080, 10085

**Recess:** Senate convened at 9 a.m., and recessed on Friday, May 14, at 5:28 a.m., until 12 Noon, the same day. (For Senate's program, see remarks of Senator Baker in today's Record on page 10135.)

## *Committee Meetings*

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on the Guard and Reserve programs, receiving testimony from Edward Philbin, Deputy Assistant Secretary of Defense for Reserve Affairs; Maj. General Emmett H. Walker, Jr., Director, Army National Guard; Maj. General William R. Berkman, Chief, Army Reserve; Rear Admiral William Daniels, Deputy Chief, Naval Reserve; Maj. General G. B. Crist, Deputy Chief of Marine Corps Staff for Reserve Affairs; Maj. General Richard Bodycombe, Chief, Air Force Reserve; and Maj. General John B. Conaway, Director, Air National Guard.

Subcommittee will meet again on Wednesday, May 19.

### APPROPRIATIONS—ENERGY

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1983 for the Department of Energy, receiving testimony on nuclear fission and uranium enrichment from Shelby T. Brewer, Assistant Secretary of Energy for Nuclear Energy.

Hearings were recessed subject to call.

### APPROPRIATIONS—AID

*Committee on Appropriations:* Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1983 for the Agency for International Development, receiving testimony in behalf of funds for their respective activities from Antoinette Ford, Assistant Administrator, Bureau for Near East, Near East Regional Program; Nyle C. Brady, Senior Assistant Administrator for Science & Technology, Julia Chang Bloch, Assistant Administrator, Bureau for Food for Peace and Voluntary Assistance, and Elise R. W. DuPont, Assistant Administrator, Bureau for Private Enterprise, all for the Centrally Funded Program, all of the Agency for International Development.

Subcommittee will meet again on Tuesday, May 18.

### APROPRIATIONS—TERRITORIAL AFFAIRS

*Committee on Appropriations:* Subcommittee on the Interior and related Agencies held hearings on proposed budget estimates for fiscal year 1983 for territorial and international affairs, receiving testimony from Delegate de Lugo, and Governor Juan Luis, both of the Virgin Islands; Delegate Sunia, and Governor Peter Tali Coleman, both of American Samoa; Delegate Won Pat, Guam; Governor Pedro P. Tenorio, Commonwealth of the Northern Mariana Islands; President Amata Kabua, and Anton deBrum, Foreign Secretary, both of the Marshall Islands; Asterio Takesy, Deputy Secretary of External Affairs, Federated States of Micronesia; Alfonso R. Oiteronz, Vice President, Republic of Palau; Janet J. McCoy, High Commissioner, Trust Territory of the Pacific Islands; and Pedro A. Sanjuan, Assistant Secretary of the Interior for Territorial and International Affairs.

Subcommittee recessed subject to call.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following bills:

S. 625, revising the boundary of Voyageurs National Park in the State of Minnesota, with amendments;

S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, with amendments;

S. 1872, extending the period of grazing privileges afforded to privately owned lands within the Capitol Reef National Park in Utah, with amendments;

S. 2218, providing for the development and improvement of the recreation facilities of Gateway National Recreation Area, New York City, and for utilization of its energy resources, with amendments;

S. 1777, establishing the permanent boundary of Acadia National Park on Isle au Haut off the Coast of Maine, with amendments;

S. 1540, revising the boundaries of the Saratoga National Park in New York, with amendments;

S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, with an amendment in the nature of a substitute;

S. 2443, authorizing the Secretary of the Interior to engage in feasibility investigations of certain water resource developments;

S. 1877, providing for the reinstatement and validation of U.S. oil and gas lease numbered NM-12846, with an amendment;

S. 1909, providing for the reinstatement and validation of U.S. oil and gas lease numbered W-24153;

S. 1941, providing for the reinstatement and validation of U.S. oil and gas leases numbered NM-25447 and NM-15452 ACQ, with amendments;

S. 2146, extending the lease terms of various Federal oil and gas leases from Clyde Aylesworth, Toledo Mining Company, Salt Lake City, Utah, with amendments; and

S. 2481, providing for the reinstatement and validation of U.S. oil and gas lease numbered W-61985, with amendments.

Also, committee adopted two resolutions each waiving the waiting period for the granting of rights-of-way for certain construction projects on Federal lands.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following bills:

S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, with amendments;

S. 2250, authorizing funds for fiscal year 1983 for programs of the Disaster Relief Act, for administrative expenses of the Federal Emergency Management Agency, and restricting the long-range response and recovery provisions of the Act to natural catastrophes, with amendments; and

S. 2034, designating the lock and dam known as the Jones Bluff Lock and Dam, located on the Alabama River, as the "Robert F. Henry Lock and Dam".

## AUTHORIZATIONS—ITC/TRADE REPRESENTATIVE/CUSTOMS SERVICE AND GATT

*Committee on Finance:* Committee approved for reporting the following business items:

An original bill (S. 2555) authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury; and

S. Res. 386, expressing the sense of the Senate on the goals of the United States for the November 1982 ministerial level meeting of the General Agreement on Tariffs and Trade (GATT).

## NOMINATIONS

*Committee on Foreign Relations:* Committee held hearings on the nominations of Robert Anderson, of the District of Columbia, to be Ambassador to the Dominican Republic, and James L. Malone, of Virginia, to be Ambassador at Large in connection with his appointment as Special Representative of the President of the United States for the Law of the Sea Conference, and Chief of Delegation, where the nominees testified and answered questions in their own behalf.

Hearings were recessed subject to call.

## NUCLEAR ARMS REDUCTION

*Committee on Foreign Relations:* Committee concluded hearings on S.J. Res. 163, S.J. Res. 171, S.J. Res. 177, S.J. Res. 191, S. Res. 323, S. Res. 343, S. Res. 370, S. Ex. Res. 5, S. Ex. Res. 6, and S. Con. Res. 81, resolutions providing for a reduction of nuclear armaments by the United States and the Soviet Union, after receiving testimony from Eugene Rostow, Director, Arms Control and Disarmament Agency; William E. Colby, former Director, Central Intelligence Agency; Herbert Scoville, Jr., Arms Control Association; Hans Bethe, Union of Concerned Scientists; Jeremy J. Stone, Federation of American Scientists, and Jerome Grossman, Council for a Livable World, all of Washington, D.C.; and Randall Kehler, Nuclear Weapons Freeze Campaign, National Clearinghouse, St. Louis, Missouri.

## CONSUMER PRICE INDEX

*Committee on Governmental Affairs:* Subcommittee on Congressional Operations and Oversight resumed oversight hearings on the use of the Consumer Price Index as a measurement of inflation for the pu poses of calculating cost-of-living increases for all indexed programs. Receiving testimony from Norman B. Ture, Under Secretary of the Treasury for Tax and Economic Affairs; Steven Skardon, National Association of Retired Federal Employees, and Paul Huard and Gordon Richards, both of the National Association of Manufacturers, all of Washington, D.C., and Jay Schmiedeskamp, The Gallop Organization, Princeton, New Jersey.

Hearings were recessed subject to call.

## U.S. NON-PROLIFERATION POLICY

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded oversight hearings on U.S. nuclear non-proliferation policy, focusing on the spread of nuclear weapons to nations that do not now have them, after receiving testimony from Richard T. Kennedy, Under Secretary of State for Management; Jim Devine, Deputy Assistant Secretary of State for Nuclear Affairs, Bureau of Oceans, and International Environmental and Scientific Affairs; Henry Thomas, Assistant Secretary of Energy for International Affairs; Harold Bengelsdorf, Director, Office of International Nuclear Non-Proliferation Policy, Department of Energy and Ronald F. Lehman, II, Deputy Assistant Secretary of Defense for Strategic and Theatre Nuclear Forces.

## VENUE LAW

*Committee on the Judiciary:* Committee concluded hearings on S. 2419, Modifying certain provisions of the venue law to allow cases to be heard in courts where the decision would have greater impact after, receiving testimony from Carol E. Dinkins, Assistant Attorney General for Lands and Natural Resources, Department of Justice; Nicholas Yost, Environmental Law Institute, Patrick Parenteau, National Wildlife Federation, Robert Blacher, Terris and Sunderland; Larry Gold, AFL–CIO, Dan Burt, Capitol Legal Foundation, Jerry L. Haggard, American Mining Congress, and George Freeman, Edison Electric Institute, all of Washington, D.C.; Ernest Gellhorn, University of Virginia College of Law, Charlottesville; and Cass Sunstein, University of Chicago College of Law, Chicago, Illinois.

## ABUSE OF JUVENILES

*Committee on the Judiciary:* Subcommittee on Juvenile Justice met to discuss the alleged abuse of juveniles in certain Oklahoma state operated facilities, and adopted a motion to issue subpoenas to secure documents and other evidence in which to conduct its investigation of these abuses.

Subcommittee will hold hearings on this issue on Wednesday, May 26.

## ORGANIZED CRIME AND RACKETEERING

*Committee on Labor and Human Resources:* Committee resumed hearings on the Department of Labor's law enforcement activities, focusing on the Organized Crime and Racketeering Section of the Department of Labor's Office of Inspector General investigation of allegations that several local chapters of the International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers and Helpers have been selling union cards at extortionate prices, receiving testimony from Roger E. Riedley and Melvin Gudnecht, both Special Agents, Organized Crime and Racketeering Strike Force, Inspector General's Office, Philadelphia Region, Stuart Eder, Coordinator, Organized Crime and Racketeering Program, Inspector General's Office, and James Green, Active Chief, Branch of Criminal Investigation, LMSA, all of the Department of Labor; Thomas F Johnson, Assistant Postal Inspector in Charge, Philadelphia, Pennsylvania; and Thomas Crawford, former Assistant U.S. Attorney, Pittsburgh Pennsylvania.

Hearings were recessed subject to call.

## DRUG ABUSE—QUAALUDES

*Committee on Labor and Human Resources:* Subcommittee on Investigations and General Oversight held hearings to investigate illegal trafficking, misuse and medical risks of the drug methaqualone (quaaludes), receiving testimony from Francis Mullen, Acting Administrator, Drug Enforcement Administration, Department of Justice; Fred Dunphy, Metro Dade Police Department and Charles Wetli, Dade County Deputy Chief Medical Examiner, both of Miami, Florida; David Poythress, Georgia Secretary of State, and Michael Fowler, Georgia State Examining Board, both of Atlanta; Marshall Swartzburg, Rutgers Medical School, Piscataway, New Jersey; and Stewart Turley, Jack Eckerd Corporation, Clearwater, Florida.

Hearings were recessed subject to call.

## BUSINESS MEETING

*Committee on Small Business:* Committee ordered favorably reported the following bills, each with an amendment in the nature of a substitute:

S. 1947, providing prospective contractors minimum time periods for the solicitation and bidding process on Federal contracts; and

S. 2408, authorizing funds for the total guarantee for the SBA economic opportunity business loan program, raising the authorization ceiling for minority enterprise small business investment companies, and raises the statutory authorization ceiling on guarantees of debentures for the small business investment company program.

BUSINESS MEETING

*Select Committee on Indian Affairs:* Committee ordered favorably reported the following bills:

S. 1986, providing for the use and distribution of funds awarded in specific cases to the Blackfeet and Gros Ventre Indian Tribes and the Assiniboine Tribe of the Fort Belknap Indian Reservation, Montana, with amendments;

S. 1340, providing for the use and distribution of judgment funds awarded to the Clallam Indian Tribe, Washington, with amendments;

S. 1858, declaring that the U.S. holds in trust certain land in Nevada for the Washoe Tribe of Nevada and California, and providing for the transfer of certain lands in Nevada to the U.S. Forest Service, with an amendment in the nature of a substitute; and

S. 1894, permitting Indian tribes to enter certain agreements for the disposition of tribal mineral resources, with an amendment in the nature of a substitute.

Committee also resumed consideration of S. 563, authorizing the States and Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country, and began consideration of S. 1613, requiring the U.S. Court of Claims to consider the merits of certain claims filed by the Navajo Indian Tribe, alleging U.S. breach of legal and treaty obligations, but did not complete action thereon and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 20 public bills, H.R. 6368–6387; 1 private bill, H.R. 6388; and 5 resolutions, H.J. Res. 485–487, H. Con. Res. 344, and H. Res. 466 were introduced.

Pages 9864–9865

**Bills Reported:** Reports were filed as follows:

H.R. 5595, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia (H. Rept. 97–512); and

H.R. 6149, to provide for increased participation by the United States in the African Development Fund (H. Rept. 97–513).

Page 9864

**Journal:** By a yea-and-nay vote of 293 yeas to 73 nays with 1 voting "present", Roll No. 74, the House approved the Journal of Wednesday, May 12.

Pages 9799–9800

**Late Reports:** Committee on Science and Technology received permission to have until midnight on Tuesday, May 18, to file reports, and that such filings will be in compliance with Sec. 402(a) of the Congressional Budget Act of 1974, on H.R. 6324, the National Oceanic and Atmospheric Administration Fiscal Year 1983 Authorization, and H.R. 6323, the Environmental Protection Agency Fiscal Year 1983 Authorization.

Page 9803

**NASA Authorization:** By a yea-and-nay vote of 277 yeas to 84 nays, Roll No. 78, the House passed H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

Rejected to a motion to recommit the bill to the Committee on Science and Technology with instructions to report back the same forthwith with an amendment reducing the authorization for NASA aeronautical research and technology by $34.4 million.

Agreed to the committee amendments.

Rejected:

An amendment that sought to reduce the authorization for NASA aeronautical research and technology by $34.4 million (rejected by a recorded vote of 169 ayes to 204 noes, Roll No. 76);

An amendment that sought to restrict the expenditures of funds as authorized by this act to the balanced budget provisions of the International Monetary Fund Act of 1978 (rejected by a recorded vote of 121 ayes to 248 noes, Roll No. 77); and

An amendment that sought to reduce the authorization for NASA aeronautical research and technology by $10 million and to transfer $25.5 million to aeronautical research and technology from all other space programs except from construction of facilities and research and program management.

H. Res. 460, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9804–[illegible]

**International Center:** House passed S. 1611, to amend Public Law 90–553, to authorize the transfer, conveyance, lease and improvement of, and construction on, certain property in the District of Columbia, for use as a headquarters site for an international organization, as sites for governments of foreign countries clearing the measure for the President. H.R. 4716, a similar house bill, was laid on the table.

Pages 9830–[illegible]

**Consent Calendar:** Objection was heard to the unanimous consent request that the Consent Calendar be called on Tuesday, May 18.

Pages 9844–[illegible]

**Calendar Wednesday:** Objection was heard to the unanimous consent request to dispense with Calendar Wednesday business of May 19.

Page 9844

**Late Reports:** Committee on Agriculture received permission to have until midnight, Friday, May 14, to file reports on H.R. 2035, to authorize certain employees of the Department of Agriculture to carry firearms in the performance of their duties, and H.R. 6164, to implement the agreement on the international carriage of perishable foodstuffs and on the special equipment to be used for such carriage (ATP).

Page 9844

**Adjournment:** Met at 11 a.m. and adjourned at 5:30 p.m.

## *Committee Meetings*

### INTERNATIONAL CARRIAGE OF PERISHABLE FOODSTUFFS ACT

*Committee on Agriculture:* Ordered reported as amended H.R. 6164, International Carriage of Perishable Foodstuffs Act.

### REA

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development, continued hearings on the loan programs and lending policies of the Rural Electrification Administration. Testimony was heard from Representative Stenholm and departmental witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on tracked combat vehicles. Testimony was heard from Brig. Gen. Donald Pihl, USA, Deputy Director, Weapons Systems, DSC/RDA and Maj. Gen. H. G. Glasgow, Director, Marine Corps Development and Education Center.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on Public Education System. Testimony was heard from the following officials of the District of Columbia: Rev. David Eaton, President, Board of Education; Floretta McKenzie, Superintendent of Schools; Lisle Carter, President, University of the District of Columbia; Ruth Hankins-Nesbitt, Chairperson, Public Service Commission; Francis Carter, Director, Public Defenders Service; Bruce Beaudin, Director, Pre-Trial Services Agency and William Taylor, Chairman, Commission on Judicial Disabilities and Tenures.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Supplemental Military Assistance Request for fiscal year 1982. Testimony was heard from departmental witnesses.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies concluded hearings on Federal Emergency Management Agency. Testimony was heard from Louis O. Guiffrida, Director, Federal Emergency Management Agency.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior heard testimony from Members of Congress and public witnesses.

### DEFENSE BUDGET REDUCTIONS

*Committee on Armed Services:* Met in executive session to consider where reductions might be made in the Defense budget. Testimony was heard from Caspar W. Weinberger, Secretary of Defense.

### OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Ordered reported as amended H.R. 6158, Olympic Coin Act of 1982.

### OLYMPIC COIN

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage approved for full Committee action H.R. 6158, Olympic Coin Act of 1982.

### FIRST CONCURRENT BUDGET RESOLUTION

*Committee on the Budget:* Ordered reported a clean resolution to be introduced, First Concurrent Budget Resolution for fiscal year 1983 and revised Second Concurrent Budget Resolution for fiscal year 1982.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education, continued oversight hearings on the Department of Education's enforcement of title II of the Civil Rights Act and title IX of the Education Amendments of 1972. Testimony was heard from public witnesses.

Hearings continue May 18.

### MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported H.R. 6337, National Energy Emergency Preparedness Act of 1982.

The Committee also began markup of H.R. 6338, to amend the Public Health Service Act to revise and extend the authorities under that act relating to national research institutes, assistance to medical libraries, and health promotion.

Committee recessed subject to call.

## SEC-SECURITY

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance approved for full Committee action H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security.

## FOREIGN ASSISTANCE; DEEP SEABED HARD MINERAL RESOURCES ACT

*Committee on Foreign Affairs:* Ordered reported the following bills: H.R. 6370, to amend the Foreign Assistance Act of 1961 and the Export Control Act to authorize additional international security and development assistance programs for fiscal year 1983 and H.R. 6120, to reauthorize the Deep Seabed Hard Mineral Resources Act for fiscal years 1983, 1984, and 1985.

## STEEL COUNTERVEILING DUTY AND ANTIDUMPING CASES

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Administration of Steel Counterveiling Duty and Antidumping cases. Testimony was heard from Gary Horlick, Deputy Assistant Secretary of Commerce for Import Administration and Bill Alberger, Chairman, International Trade Commission.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 6168, to amend chapter 41 of title 18, United States Code, to prohibit threats against Presidential candidates and other persons protected by the Secret Service who are not presently covered by the Presidential threat statute, with the creation of a new section 879 for this purpose; H.R. 6204, to amend title 28 of the United States Code and related statutes with respect to the appointment and jurisdiction of the Supreme Court police and H.R. 5288, granting the consent of Congress to the compact between the States of New Hampshire and Vermont concerning solid waste. *Testimony was heard from Representatives Jeffords* and Gregg; Rita Lavelle, Assistant Administrator for Solid Waste and Emergency Response, EPA; from the following officials of the Department of the Treasury: John Walker, Assistant Secretary for Enforcement and Operations and John Simpson, Director, Secret Service and from the following officials of the Supreme Court: Alfred Wong, Marshal of the Court; James Robbins, Personnel Director; Joe R. Caldwell, Legal Officer and John Yoder, Special Assistant, Office of the Administrative Assistant to the Chief Justice.

## CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 1647, and related bills, Criminal Code Revision Act of 1981, with emphasis on habeas corpus. Testimony was heard from a public witness.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commerical Law held an oversight hearing on the Tunney Act (public comments on Government disposition of antitrust litigation). Testimony was heard from Senator Specter; Abbott B. Lipsky, Jr., Deputy Assistant Attorney General, Antitrust Division, Department of Justice and public witnesses.

## TRANSPORTATION OF PERSONS BETWEEN PUERTO RICO AND U.S.

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 1489, to permit the transportation of passengers between Puerto Rico and other United States ports on foreign flag vessels when U.S. flag service for such transportation is not available. Testimony was heard from Resident Commissioner Corrada; departmental and public witnesses.

## SURVIVOR ANNUITY

*Committee on Post Office and Civil Service:* Subcommittee on Compensation and Employment Benefits held a hearing on H.R. 1398, to permit Federal retirees to elect to provide a survivor annuity within one year of retirement. Testimony was heard from Craig Pettibone, Director, Office of Pay and Benefits Policy, Office of Personnel Management and public witnesses.

## MISCELLANEOUS MEASURES; PROSPECTUSES

*Committee on Public Works and Transportation:* Ordered reported as amended the following bills: H.R. 6254, to amend title 3, United States Code, to clarify the function of the U.S. Secret Service Uniformed Division with respect to certain foreign diplomatic missions in *the United States; H.R.* 5566, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts, and H.R. 5659, to authorize the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern art together with structures for related educational activities in the area south of the original Smithsonian Institution Building adjacent to Independence Avenue at Tenth Street, Southwest, in the city of Washington.

The Committee also approved one construction and two alteration prospectuses.

### MISCELLANEOUS MEASURES

*Committee on Science and Technology:* Ordered reported the following bills: H.R. 6193, to authorize appropriations for fiscal year 1983 for research, engineering and development, and demonstration projects relating to aviation; H.R. 6272, to amend the Earthquake Hazards Reduction Act of 1977 to extend authorization of appropriations, and H.R. 6159, Risk Analysis Research and Demonstration Act of 1982.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, May 14, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 10191–10214*

Bills **Introduced:** Three bills were introduced, asfollows:S.2530–2532.

Page 10198

Bills **Reported:** Reports were made as follows:

S. 2317, granting a Federal Charter to the National Federation of Music Clubs, with an amendment. (S. Rept. No. 97–394).

H.R. 4769, granting a Federal Charter to the American Council of Learned Societies. (S. Rept. No. 97–395).

Page 10198

First **Budget Resolution,** 1983: Senate began consideration of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982. Senate will resume consideration of this measure on Monday, May 17.

Pages 10212–10225

Messages From the House: Page 10198

Statements on **Introduced** Bills: Pages 10198–10216

Amendments Submitted for Printing: Pages 10212–10213

Notices of Hearings: Page 10213

Additional Statements: Page 10213

**Recess:** Senate convened at 12 noon, and recessed at 2:29 p.m., until 12 noon, on Monday, May 17, 1982. (For Senate's program see remarks of Senator Baker in today's Record on pages 10191–10192.)

## *Committee Meetings*

### APPROPRIATIONS—DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1983 for the District of Columbia government, receiving testimony in behalf of funds for their respective activities from Robert Moore, Director, Department of Housing and Human Development; Lawrence Schumake III, Director, Office of Business and Economic Development; Frank Higgins, Chairman, D.C. Retirement Board; and Brant Coopersmith, Chairman, Lottery Charitable Games Control Board.

Subcommittee will meet again on Wednesday, June 16.

### APPROPRIATIONS—LEGISLATIVE BRANCH

*Committee on Appropriations:* Subcommittee on the Legislative Branch resumed hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for their respective activities from Daniel J. Boorstin, The Librarian of Congress; Gilbert Gude, Director, Congressional Research Service, Library of Congress; John H. Gibbons, Director, Office of Technology Assessment; and Frances Garcia, Commissioner, Copyright Royalty Tribunal.

Subcommittee recessed subject to call.

### INTERNATIONAL TRADE

*Committee on Finance:* Subcommittee on International Trade and the Subcommittee on Taxation and Debt Management concluded joint hearings on S. 2058 and S. 2051, bills promoting fair international trade practices in the services sector, after receiving testimony from Maurice Greenberg, Coalition of Services Industries, New York City, Peter J. Finnerty, Sea-Land Industries Investment, Inc., Edison, New Jersey, and Richard R. Rivers, Akin, Gump, Strauss, Hauer, and Feld, Washington, D.C., all on behalf of the American International Group; Harry L. Freeman, American Express Company, New York City, representing the U.S. Council for International Business; Duane E. Kullberg, Arthur Andersen and Company, Chicago, Illinois; Michael A. Samuels, United States Chamber of Commerce, Frank Drozak, Seafarers International Union (AFL-CIO), and Stephen Koplan, representing the AFL-CIO, all of Washington, D.C.; Richard Hollands, Miami, Florida, Frank Jank, KVOS, Bellingham, Washington, and Sheldon Cohen and Kermit W. Almstedt, both of Washington, D.C., all representing Wometco Enterprises, Inc., Miami, Florida; Leslie G. Arries, Jr., Buffalo Broadcasting/WIVB, Buffalo, New York; and Thomas J. Gallagher, Jr., O'Connor and Hannan, Washington, D.C., and David Robb, both on behalf of CKLW, Windsor, Canada.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Monday, May 17.

## *Committee Meetings*

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, May 17, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 10229–10265*

**Bills Introduced:** Three bill were introduced, as follows: S. 2533–2535. Page 10231

**Measure Passed:**

*Foreign Fish Processing in Internal Waters:* Senate passed S. 2535, regulating the operation of foreign fish processing vessels within state waters. Pages 10264–10265

**First Budget Resolution, 1983:** Senate continued consideration of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982.

Senate will continue consideration of the concurrent resolution and amendments proposed thereto on Tuesday, May 18. Pages 10246–10264

**Used Motor Vehicle Sale Rule—Agreement:** A unanimous consent agreement was reached providing for the consideration of S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles, on Tuesday, May 18. Page 10251

**Nomination:** Senate received the following nomination:

Lt. Gen. Robert W. Sennewald, U.S. Army, assigned to a position of importance and responsibility, to the grade of General. Page 10265

**Presidential Message:** Senate received a message from the President proposing a constitutional amendment to restore voluntary prayer in the public schools, which was referred to the Committee on the Judiciary (PM-137). Page 10230

**Messages From the President:** Page 10230

**Messages From the House:** Page 10230

**Measures Referred:** Pages 10230–10231

**Communications:** Page 10230

**Statements on Introduced Bills:** Pages 10231–10233

**Notices of Hearings:** Page 10233

**Committee Authority To Meet:** Page 10233

**Additional Statements:** Pages 10233–10245

**Nominations:** Page 10265

**Recess:** Senate convened at 12 Noon and recessed at 4:57 p.m., until 8:30 a.m., on Tuesday, May 18, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 10229.)

## *Committee Meetings*

### AUTHORIZATIONS—MILITARY CONSTRUCTION

*Committee on Armed Services:* Subcommittee on Military Construction approved for full committee consideration the following bills and supplemental funds.

S. 2205, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, with an amendment; and

S. 1990, revising certain provisions of law relating to military construction and military family housing, with an amendment in the nature of a substitute

ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee concluded hearings on S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, after receiving testimony from Donald P. Hodel, Undersecretary of the Interior, and Ken Smith, Assistant Secretary for Indian Affairs, William P. Pendley, Deputy Assistant Secretary for Energy and Minerals, George Campbell, Supervisory Petroleum Engineering Technician, Roy Harrison, Petroleum Engineering Technician, Eddie R. Wyatt, Acting Onshore Minerals Management Chief, Jane P. Lyder, Assistant Legislative Counsel, Milo Mason, Attorney, Energy and Resources Division, Office of the Solicitor, and Alex Good, Associate Solicitor, all of the Department of the Interior.

# House of Representatives

## *Chamber Action*

Bills **Introduced:** 4 public bills, H.R. 6389–6392; and 2 resolutions, H. Con. Res. 345, and H. Res. 467 were introduced.

Page 10293

Bills **Reported:** Reports were filed as follows:

H.R. 5662, to extend until October 1, 1983, the authority and authorization of appropriations for certain programs under the Fish and Wildlife Act of 1956 (H. Rept. 97–514, filed on May 13, 1982);

H.R. 2035, to authorize certain employees of the Department of Agriculture to carry firearms in the performance of their duties, amended (H. Rept. 97–515, filed on May 14, 1982);

H.R. 6164, to implement the agreement on the International Carriage of Perishable Foodstuffs and on the special equipment to be used for such carriage (ATP), amended (H. Rept. 97–516, filed on May 14, 1982);

H.R. 3072, to designate the control tower at Memphis International Airport the "Omlie Tower" (H. Rept. 97–517);

H.R. 4848, entitled the "Gladys Noon Spellman Parkway", amended (H. Rept. 97–518);

H.R. 5930, to extend the aviation insurance program for five years (H. Rept. 97–519);

H.R. 5990, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and further borrowings for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House, amended (H. Rept. 97–520);

H. Con. Res. 345, First Concurrent Resolution on the Budget—Fiscal Year 1983 (H. Rept. 97–521);

H.R. 6120, to reauthorize the Deep Seabed Hard Minerals Resources Act for fiscal year 1983, 1984, and 1985 (H. Rept. 97–522);

H.R. 6193, to authorize appropriations to the Federal Aviation Administration for research, engineering and development (H. Rept. 97–523);

H.R. 4347, to authorize the Secretary of the Interior to proceed with development of WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping to projects authorized by the Flood Control Act of 1944 to receive such power, amended (H. Rept. 97–524);

H.R. 6214, to authorize certain construction at military installations for fiscal year 1983 (H. Rept. 97–525);

H.R. 6197, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such act for fiscal years 1983 and 1984, amended (H. Rept. 97–526);

H.R. 3600, to amend the National Ocean Pollution Planning Act of 1978 to provide greater coordination of research efforts concerning the Great Lakes, amended (H. Rept. 97–527);

H.R. 4929, to provide for pension reform for State and local public employee retirement systems, amended (H. Rept. 97–528);

H.R. 4928, Public Employee Pension Plan Reporting and Accountability Act of 1982, amended (H. Rept. 97–529);

H.R. 5540, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States, amended (H. Rept. 97–530);

H.R. 5566, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts, amended (H. Rept. 97–531);

H.R. 6296, to amend and extend certain Federal laws which establish housing and community and neighborhood development and preservation programs, amended (H. Rept. 97–532);

H.R. 6254, to amend title 3, United States Code, to clarify the function of the United States Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States, amended (H. Rept. 97–533);

H.R. 5659, to authorize the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern art together with structures for related educational activities in the area south of the original Smithsonian Institution Building adjacent to Independence Avenue at Tenth Street Southwest, in the city of Washington, amended (H. Rept. 97–534);

H.R. 6272, to amend the Earthquake Hazards Reduction Act of 1977 to extend authorizations of appropriations (H. Rept. 97–535);

H.R. 6290, to increase authorizations of appropriations for land acquisition for Voyageurs National Park, Cape Cod National Seashore, Cape Lookout National Seashore, and Sleeping Bear Dunes National Lakeshore, amended (H. Rept. 97–536);

H.R. 5320, to establish a community public-private training and employment assistance system and to provide employment and training services, amended (H. Rept. 97–537);

H.R. 6250, to provide employment opportunities to long-term unemployed individuals in high unemployment areas, amended (H. Rept. 97–538);

H.R. 5723, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983, amended (H. Rept. 97–539);

H.R. 6100, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965, amended (H. Rept. 97–540);

H.R. 5879, to amend the Immigration and Nationality Act to extend for three years the authorization for appropriations for refugee assistance, to make certain improvements in the operation of the program, amended (H. Rept. 97–541);

H.R. 6260, to authorize appropriations to the Patent and Trademark Office in the Department of Commerce, amended (H. Rept. 97–542);

H.R. 6350, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to provide that Veterans' Administration nurses who work two-hour regularly scheduled tours of duty over a weekend shall be considered to have worked a full basic workweek (H. Rept. 97–543);

H.R. 6196, to authorize appropriations for the fiscal year beginning October 1, 1982, for the maintenance and operation of the Panama Canal, amended (H. Rept. 97–544);

H.R. 6191, to amend the Civil Rights Act of 1957 to authorize appropriations for the United States Commission on Civil Rights for the fiscal year ending September 30, 1983 (H. Rept. 97–545);

H.R. 5663, to authorize appropriations to carry out the Anadromous Fish Conservation Act during fiscal year 1983, amended (H. Rept. 97–546);

H.R. 6370, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize additional international security and development assistance programs for fiscal year 1983 (H. Rept. 97–547);

H.R. 6297, to authorize appropriations to carry out activities of the Department of Justice for fiscal year 1983, amended (H. Rept. 97–548);

H.R. 5002, to improve fishery conservation and management, amended (H. Rept. 97–549);

H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans, amended (H. Rept. 97–550);

H.R. 6329, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983, amended (H. Rept. 97–551);

H.R. 6317, to revise the manner in which the October 1, 1982, pay increase for members of the uniformed services is to be determined, to make various adjustments in military personnel and compensation programs, amended (H. Rept. 97–552);

H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act, amended (H. Rept. 97–553);

S. 1230, to provide for the minting of commemorative coins to support the 1984 Los Angeles Olympic Games, amended (H. Rept. 97–554);

H.R. 6211, to authorize appropriations for construction of certain highways in accordance with title 23, United States Code, for highway safety, for mass transportation in urban and rural areas, amended (H. Rept. 97–555);

H.J. Res. 400, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial (H. Rept. 97–556);

H.R. 6324, to authorize appropriations for atmospheric, climatic, and ocean pollution activities of the National Oceanic and Atmospheric Administration for the fiscal years 1983 and 1984, amended (H. Rept. 97–557);

H.R. 6112, to amend title II of the Marine Protection, Research, and Sanctuaries Act of 1972, amended (H. Rept. 97–558); and

H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions (H. Rept. 97–559).

Pages 10291–10293

**Former Members:** House recessed at 11:01 a.m. to receive former Members and reconvened at 12:15 p.m.

Page 10266

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of May 19.

Page 10277

**Consent Calendar:** On the Call of the Consent Calendar the House passed H.R. 3881, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain lands conveyed to the Arkansas Forestry Commission, and to direct the Secretary of the Interior to convey certain mineral interests of the United States in such lands to such Commission.

Agreed to the committee amendment of the Committee on Interior and Insular Affairs.

Agreed that the amendment of the Committee on Agriculture be withdrawn.

Pages 10277-10280

**Late Report:** Committee on the Judiciary received permission to have until 5 p.m. today to file a report on H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions.

Page 10280

**Adjournment:** Met at 11 a.m. and adjourned at 1:33 p.m.

## *Committee Meetings*

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Institute of Museum Services; on the National Park Service: National Recreation and Preservation Programs; Urban Parks and on the Historical Preservation Fund. Testimony was heard from Russell Dickenson, Director, National Park Service.

### STRATEGIC ARMS CONTROL

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs continued hearings on Strategic Arms Control and United States National Security Policy. Testimony was heard from Representatives Leach of Iowa, Downey, and Roth, and public witnesses.

### MISCELLANEOUS TARIFF AND TRADE BILLS

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on certain tariff and trade bills to provide duty-free entry, duty reduction, temporary suspensions of duty, and other bills. Testimony was heard from Administration witnesses.

Hearings continue May 26.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, May 18, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 10312-10388*

**Bills Introduced:** Seven bills and three resolutions were introduced, as follows: S. 2536-2542, S.J. Res. 199, and S. Res. 393-394.

Page 10364

**Bills Reported:** Reports were made as follows:

S. 836, providing for the reimbursement of civilian medical care expenses incurred by Staff Sergeant Anne M. Fisher while serving on active military duty. (S. Rept. No. 97-396)

H.R. 1231, providing for settlement and adjustment of the claims of certain named newspapers for advertising expenses. (S. Rept. No. 97-397)

H.R. 1608, providing for the reconsideration of a claim of Frieda Simonson against the German Democratic Republic. (S. Rept. No. 97-398)

S. 1947, providing prospective contractors minimum time periods for the solicitation and bidding process on Federal contracts, with an amendment in the nature of a substitute. (S. Rept. No. 97-399)

S. 2408, authorizing funds for the total guarantee for the SBA economic opportunity business loan program, raising the authorization ceiling for minority enterprise small business investment companies and raising the statutory authorization ceiling on guarantees of debentures for the small business investment company program, with an amendment in the nature of a substitute. (S. Rept. No. 97-400)

S.J. Res. 150, designating May 20, 1982, as "Amelia Earhart Day."

S.J. Res. 175, designating the week of July 18-24, 1982, as "National Junior Bowling Championship Week."

S.J. Res. 197, designating the week of October 17-23, 1982, as "Myasthenia Gravis Awareness Week."

S. 2443, authorizing the Secretary of the Interior to engage in feasibility investigations of certain water resource developments. (S. Rept. No. 97-401)

Page 10359

**Measure Passed:**

*Disapproval of FTC Used Car Rule:* By 69 yeas to 27 nays, Senate agreed to S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles.

Pages 10321-10343

**Confirmation:** Senate confirmed the nomination of Tony Guglielmo, of Connecticut, to be a Member of the Federal Council on the Aging.

Page 10388

**Nominations:** Senate received the following nominations:

John P. Moore, to be U.S. District Judge for the District of Colorado.

Francis K. Peo, to be U.S. Marshal for the Northern District of New York.

James B. Burnham, of Pennsylvania, be U.S. Executive Director of the International Bank for Reconstruction and Development.

Eleanor T. Elliott, of New York, to be a Member of the National Advisory Council on Women's Educational Programs.

Donald D. Engen, of Virginia, to be a Member of the National Transportation Safety Board.

Guy W. Fiske, of Virginia, to be Deputy Secretary of Commerce.

Routine list of Air Force nominations.

Pages 10387–10388

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of Marc Sandstrom, of California, to be a Member of the Board of Directors of the Legal Services Corporation.

Page 10388

**Presidential Message:** Senate received a message from the President reporting revisions to six deferrals previously reported, increasing the amount deferred by $7.5 million, affecting programs in the Departments of Commerce, Health and Human Services, and Justice, and the Small Business Administration; referred jointly to the Committees on Appropriations, Budget, Commerce, Science, and Transportation, Labor and Human Resources, Judiciary, and Small Business. (PM–138) Page 10358

**Messages From the President:** Page 10358

**Messages From the House:** Page 10359

**Measures Referred:** Page 10359

**Measures Ordered Placed on Calendar:** Page 10359

**Communications:** Pages 10359–10360

**Statements on Introduced Bills:** Pages 10363–10364

**Amendments Submitted for Printing:** Pages 10374–10376

**Notices of Hearings:** Page 10376

**Committee Authority To Meet:** Pages 10376–10377

**Additional Statements:** Pages 10377–10386

**Nominations:** Pages 10387–10388

**Confirmations:** Page 10388

**Record Vote:** One record vote was taken today. (Total—121)

Page 10344

**Recess:** Senate convened at 8:30 a.m., and recessed at 6:08 p.m., until 8:45 a.m., on Wednesday, May 19, 1982.

## *Committee Meetings*

### APPROPRIATIONS—SUPPLEMENTAL

*Committee on Appropriations:* Committee ordered favorably reported with amendments H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982 for the Federal government.

### APPROPRIATIONS—HUD

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Department of Housing and Urban Development, receiving testimony from Samuel R. Pierce, Jr., Secretary, HUD.

Hearings continue on tomorrow.

### MILITARY DRUG AND ALCOHOL ABUSE

*Committee on Armed Services:* Subcommittee on Manpower and Personnel and Subcommittee on Preparedness held joint hearings on drug and alcohol abuse in the armed services, receiving testimony from John F. Beary III, Acting Assistant Secretary of Defense for Health Affairs; John H. Johns, Deputy Assistant Secretary of Defense for Drug and Alcohol Abuse Prevention; Brig. General J. H. Mitchell, U.S. Army, Director of Human Resources Development; Rear Admiral P. J. Mulloy, U.S. Navy, Director, Human Resources Management Division; Brig. General A. Lukeman, U.S. Marine Corps, Director, Manpower Plans and Policy Division; and Maj. General William R. Usher, U.S. Air Force, Director of Personnel Plans.

Hearings were recessed subject to call.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Heather J. Gradison, of Ohio, to be a Member of the Interstate Commerce Commission, after the nominee, who was introduced by Senator Metzenbaum, testified and answered questions in her own behalf.

### FEDERAL LANDS

*Committee on Energy and Natural Resources:* Committee held oversight hearings on Federal real property management and on proposals to accelerate the disposal of such property for revenue development purposes, receiving testimony from Representative Kramer; Wyoming Governor Ed Herschler, Cheyenne; Joseph R. Wright, Deputy Director, and Bruce Selfon, Acting Executive Director, Property Review Board, both of the Office of Management and Budget; Richard E. Lyng, Deputy Secretary of Agriculture, and R. Max Peterson, Chief, National Forest Service, Department of Agriculture; Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; Roy Markon, Commissioner, Federal Property Resources Service, General Services Administration; James N. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Jack Carlson, National Association of Realtors, Terry Sopher, The Wilderness Society, Alison Horton, National Audu bon Society, and Debbie Sease, Sierra Club, all of Washington, D.C.; John Horsley, Kitsap County, Washington, on behalf of the National Association of Counties; Tye S. Moore, Caspar, Wyoming, on behalf of the National Cattlemen's Association; and Barry Tindall, National Recreation and Parks Association, Alexandria, Virginia.

Hearings were recessed subject to call.

## RADIO REGULATIONS TREATY

*Committee on Foreign Relations:* Committee held hearings on the Radio Regulations (Geneva, 1979), and a Final Protocol (Treaty Doc. No. 97–21), a treaty to implement the results of the 1979 World Administrative Radio Conference (WARC–79), receiving testimony from William C. Salmon, Acting Coordinator, International Communications and Information Policy, Office of the Under Secretary for Security Assistance, Science and Technology, Department of State; Kalmann Schaefer, Assistant to the Chairman for International Communications, Federal Communications Commission; Donald M. Jansky, Associate Administrator for Federal Systems and Spectrum Management, National Telecommunications and Information Administration, Department of Commerce; William J. Cook, Staff Assistant, Office of the Deputy Under Secretary of Defense for Command, Control, Communication, and Intelligence, Department of Defense; William M. Borman, on behalf of Motorola, Inc., Shaumburg, Illinois; and Victor C. Clark, Washington, D.C., Merle Glunt, Mt. Rainier, Pennsylvania, Chris Imlay, Silver Spring, Maryland, and Hugh Turnbull, College Park, Maryland, all on behalf of the American Radio Relay League.

Hearings were recessed subject to call.

## CIVIL SERVICE RETIREMENT/SOCIAL SECURITY BENEFITS

*Committee on Governmental Affairs:* Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S. 46, providing that certain military service, which is covered by social security, be included in the aggregate period of service on which a civil service annuity is based, after receiving testimony from Senator Thurmond; Representative Bennett; James W. Morrison, Associate Director for Compensation, Office of Personnel Management; William R. Amis, Assistant Director for Compensation, Office of Deputy Assistant Secretary for Military Personnel and Force Management, Office of Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense; Rosslyn S. Kleeman, Associate Director, and Thomas Eichmeyer, Group Director, both of the Federal Personnel and Compensation Division, and Benjamin Gottlieb, Institute for Program Evaluation, all of the General Accounting Office; John P. Sheffey, National Association for Uniformed Services, Springfield, Virginia; Colonel George F. Hennrikus, Jr. (USAF, Ret.), The Retired Officers Association, Alexandria, Virginia; and Robert W. Nolan, Fleet Reserve Association, Washington, D.C.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following measures:

S. 836, providing for the reimbursement of civilian medical care expenses incurred by Staff Sergeant Anne M. Fisher while serving on active military duty;

H.R. 1231, providing for settlement and adjustment for the claims of certain named newspapers for advertising expenses;

H.R. 1608, providing for the reconsideration of a claim of Frieda Simonson against the German Democratic Republic;

S.J. Res. 150, designating May 20, 1982, as "Amelia Earhart Day";

S.J. Res. 175, designating the week of July 18–24, 1982, as "National Junior Bowling Championship Week"; and

S.J. Res. 197, designating the week of October 17–23, 1982, as "Myasthenia Gravis Awareness Week".

Also, the committee began markup of S. 2222, revising and reforming U.S. immigration laws, but did not complete action thereon, and will meet again on Thursday, May 20.

## GRAIN ELEVATOR BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Courts concluded oversight hearing on the substance of S. 1365, alleviating the hardships created for farm producers when a commodity warehouse in which their crops are stored files a petition for bankruptcy (passed by the Senate on September 22, 1981), after receiving testimony from Representative Emerson; and Wayne Cryts, Puxico, Missouri.

## NOMINATIONS

*Committee on Labor and Human Resources:* Committee concluded hearings on the nominations of William F. Harvey, of Indiana, and Annie L. Slaughter, of Missouri, both to be a Member of the Board of Directors of the Legal Services Corporation, after the nominees testified and answered questions in their own behalf. Mr. Harvey was introduced by Senator Lugar, and testimony was received on both nominations from Maggie Kuhn, Gray Panthers, Philadelphia, Pennsylvania.

## INDIAN EDUCATION

*Select Committee on Indian Affairs:* Committee held oversight hearings on the implementation of Indian education programs of the Federal government, receiving testimony from Rudy Clements and Zane Jackson, both of the Confederated Tribes of the Warm Springs Reservation, Warm Springs, Oregon; Ray Ramirez, Papago Tribe, and Clifford Pablo, Indian Oasis Elementary School and Baboquivari High School Districts, both of Sells, Arizona; Lawrence Gishey and Rosemary Zion, both of Window Rock, Arizona; Frank Tenerio, All Indian Pueblo Council and Edward T. Begay, National Indian School Board Association, both of Albuquerque, New Mexico; Butch O'Neal, Kickapoo Tribal School, and Association of Contract Tribal Schools, Powhatten, Kansas; Darlene Graham, Duckwater Shoshone School Board, Duckwater, Nevada; Ray S. Phipps, Busby School, Busby, Montana; Joseph Abeyta, Santa Fe Indian School, Santa Fe, New Mexico; Clyde Bellecourt, Federation of Native Controlled Survival Schools, and Heart of the Earth Survival School, and Edward Benai, Red Schoolhouse, both of Minneapolis, Minnesota; Larry LaCount, Lodge Grass Public Schools, Lodge Grass, Montana; Louie La Rose, Winnebago Tribe, and Earl Boyum, Winnebago Public Schools, both of Winnebago, Nebraska; Gerald Webster, United South and Eastern Tribes, Nashville, Tennessee; William Leap, National Congress of American Indians, Washington, D.C.; and Rolleen Hargrove and Trish Geringer, both on behalf of the Puyallup Tribe, Puyallup, Washington.

Hearings continue on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 6393–6404; 2 private bills, H.R. 6405 and 6406; and 4 resolutions, H. Res. 468–471 were introduced.

Page 10419

**Bills Reported:** Reports were filed as follows:

H.R. 6310, Air Traffic System Personnel Improvements Act (H. Rept. 97–560);

H.R. 5161, to designate certain lands in the Monongahela National Forest, West Virginia, as wilderness; and to designate management of certain lands for uses other than wilderness, amended (H. Rept. 97–561);

H.R. 6113, Ocean Dumping Amendments Act of 1982, amended (H. Rept. 97–562);

H.R. 5617, to authorize appropriations for the Coast Guard for fiscal years 1983 and 1984, amended (H. Rept. 97–563);

H.R. 6086, to amend the Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 97–564);

H.R. 5447, to extend the Commodity Exchange Act, amended (H. Rept. 97–565);

H.R. 5203, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, amended (H. Rept. 97–566);

H.R. 6133, to authorize appropriations to carry out the Endangered Species Act of 1973, as amended, through fiscal year 1984, amended (H. Rept. 97–567; foregoing reports filed Monday, May 17);

H.R. 6258, to authorize funds for fiscal year 1983 for carrying out the International Travel Act of 1961 (H. Rept. 97–568);

H.R. 6162, to authorize appropriations for the National Telecommunications and Information Administration for fiscal years 1983 and 1984, amended (H. Rept. 97–569);

H.R. 6307, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1983 and 1984, amended (H. Rept. 97–570);

H.R. 6308, to insure rail safety, provide for the preservation of rail service, and transfer responsibility for the Northeast corridor improvement project to Amtrak, amended (H. Rept. 97–571);

H. Res. 470, providing for the consideration of S. 1230, to provide for the minting of commemorative coins to support the 1984 Los Angeles Olympic Games (H. Rept. 97–572); and

H. Res. 471, providing for the consideration of H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans (H. Rept. 97–573).

Page 10418

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 10389

**Subcommittees to Sit:** Subcommittee on Immigration, Refugees and International Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, May 19 and Thursday, May 20; and

Subcommitee on Energy Research and Production of the Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, May 19 and Thursday, May 20.

Pages 10390–10391

**Late Reports:** Committee on Rules received permission to have until midnight tonight to file privileged reports.

Page 10391

**Private Calendar:** On the call of the Private Calendar the House passed over without prejudice the following bills: H.R. 1547, H.R. 1352, and H.R. 1830.

Page 10392

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Perishable foodstuffs:* H.R. 6164, amended, to implement the agreement on the International Carriage of Perishable Foodstuffs and on the special equipment to be used for such carriage (ATP). Agreed to amend the title; and

Pages 10392–10394

*USDA firearms authority:* H.R. 2035, amended, to authorize certain employees of the Department of Agriculture to carry firearms in the performance of their duties. Agreed to amend the title.

Pages 10394–10396

**Intelligence Authorization:** House completed consideration of H.R. 6068, to authorize appropriations for fiscal year 1983 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency retirement and disability system, and to authorize supplemental appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government; on which the vote was postponed until Wednesday, May 19.

Agreed to two perfecting amendments that conform the Central Intelligence Agency retirement and disability system more closely with the Civil Service retirement and disability system.

H. Res. 462, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10396–10403

**Presidential Messages:** Read the following messages from the President:

*Prayer in public schools and institutions:* Transmitting a proposed constitutional amendment to permit prayer in public schools and institutions—referred to the Committee on the Judiciary and ordered printed (H. Doc. 97–180); and

*Deferrals:* Transmitting revisions to six deferrals totalling $7.5 million and affecting the Departments of Commerce, Health and Human Services, Justice, and the Small Business Administration—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–181).

Page 10404

**Resignation:** Read and accepted a letter from Representative Crockett wherein he resigns as a member of the Committee on Small Business.

Page 10404

**Amelia Earhart Day:** House passed H.J. Res. 412, to authorize and request the President to designate May 20, 1982, as "Amelia Earhart Day".

Page 10404

**Navaho Code Talkers Day:** House passed H.J. Res. 444, to authorize and request the President to designate August 14, 1982, as "National Navaho Code Talkers Day". Pages 10405–10407

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 10417

**Adjournment:** Met at noon and adjourned at 1:48 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on fiscal year 1983 budget update and fiscal year 1982 program and pay supplemental. Testimony was heard from Caspar W. Weinberger, Secretary of Defense.

The Subcommittee also held a hearing on fiscal year 1982 pay supplemental. Testimony was heard from Clyde O. Glaister, Deputy Assistant Secretary of Defense, Program and Budget.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on comprehensive plan; economic development and regulation; public safety and justice; public education system; governmental direction and support. Testimony was heard from officials of the District of Columbia.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing in executive session on special security and intelligence briefing on Caribbean and Central America. Testimony was heard from Thomas Enders, Assistant Secretary of State for Latin American Affairs and Otto J. Reich, Assistant Administrator for Latin America and the Caribbean, AID.

### HUD—INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies heard testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Office of Surface Mining. Testimony was heard from the following officials of the Department of the Interior: Daniel Miller, Assistant Secretary, Energy and Minerals and James Harris, Director, Office of Surface Mining.

## TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury-Postal Service, General Government heard testimony from a public witness.

## VOCATIONAL EDUCATION—CONSOLIDATION PROPOSAL

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on the Administration's vocational education consolidation proposal. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## STATE COMMISSIONS ON TEACHER EXCELLENCE

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held a hearing on H.J. Res. 429, to establish State commissions on teacher excellence. Testimony was heard from Dr. John Slaughter, Director, NSF; Howard Thompson, member, Board of Education, State of Illinois and a public witness.

## FORMALDEHYDE-RELATED HEALTH PROBLEMS

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Federal response to health risks of formaldehyde in consumer products. Testimony was heard from Representative LaFalce and public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 4056, to amend certain provisions of law relating to the disposition of public lands in Mono County, California; H.R. 4057, to establish the Mono Lake National Monument in the State of California; H.R. 4403, to grant easements across Federal lands to the City of Los Angeles for its Mono Basin Aqueduct and to preserve to the City of Los Angeles all of its existing rights; and H.R. 5424, to establish the Mono Lake National Monument in the State of California. Testimony was heard from Representatives Shumway, Santini, Patterson, Hawkins, Fazio, and Moorhead; John E. Crawford, Chief, Division of Wildlife, Bureau of Land Management, Department of the Interior; Dale Robertson, Associate Deputy Chief of Programs and Legislation, Forest Service, USDA and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 6198, to amend the manufacturing clause of the copyright law; H R. 5235, amended, to amend the Sherman Act, the Clayton Act, and the Federal Trade Commission Act to exclude from the application of such Acts certain conduct involving exports; H.R. 6046, amended, Extradition Act of 1982 and H.R. 4903, granting the consent of the Congress to an interstate compact between the States of Mississippi and Louisiana establishing a commission to study the feasibility of rapid rail transit service between the two States.

The Committee also acted on private immigration and claims bills.

## IMMIGRATION

*Committee on the Judiciary.* Subcommittee on Immigration, Refugees, and International Law began markup of H.R. 5872, Immigration Reform and Control Act of 1982.

Will continue tomorrow.

## U.S. COAST GUARD

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held a hearing to review the Department of Transportation's report on the Roles and Missions of the U.S. Coast Guard. Testimony was heard from the following officials of the Department of Transportation: Adm. John B. Hayes, Commandant, U.S. Coast Guard and Darrell M. Trent, Deputy Secretary.

## INTERNATIONAL AVIATION POLICY

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight concluded hearings on the United States international aviation policy, its implementation, and its operation in the international aviation environment. Testimony was heard from the following officials of the Department of Transportation: Darrell M. Trent, Deputy Secretary and Judith T. Connor, Assistant Secretary for Policy and International Affairs; Robert D. Hormats, Assistant Secretary of State for Economic and Business Affairs and Dan McKinnon, Chairman, CAB.

## OLYMPIC COIN ACT

*Committee on Rules:* Granted an open rule providing two hours of debate on S. 1230, Olympic Coin Act of 1981. Testimony was heard from Chairman St Germain and Representatives Annunzio, Wylie and Patterson.

## NET WORTH GUARANTEE ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6267, Net Worth Gua antee Act. Testimony was heard from Chairman St Germain and Representative McKinney.

## MISCELLANEOUS MEASURES

*Committee on Science and Technology:* Ordered reported as amended the following bills: H.R. 6324, Atmospheric, Climatic, and Ocean Pollution Act of 1982 and H.R. 6323, Environmental Research, Development, and Demonstration Act of 1983.

## COAL RESEARCH

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications held a hearing on Coal Research. Testimony was heard from public witnesses.

## NRC

*Committee on Science and Technology:* Subcommittee on Energy Research and Production held a hearing on Nuclear Regulatory Commission R&D. Testimony was heard from Dr. Robert B. Minogue, Director, Office of Nuclear Regulatory Research, NRC and a public witness.

Hearings continue tomorrow.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Small Business:* Approved a substitute amendment to H.R. 4326, Small Business Innovation Development Act of 1981.

## ENERGY DISTRIBUTION SYSTEMS

*Committee on Small Business:* Subcommittee on Energy, Environment, Safety, and Issues Affecting Small Business held a hearing on the vulnerability of the energy distribution systems. Testimony was heard from public witnesses.

## TAX COMPLIANCE ACT

*Committee on Ways and Means:* Held a hearing on H.R. 6300, Tax Compliance Act of 1982. Testimony was heard from the following officials of the Department of the Treasury: John E. Chapoton, Assistant Secretary for Tax Policy and Roscoe L. Egger, Commissioner, IRS; Glenn Archer, Jr., Assistant Attorney General, Tax Division, Department of Justice; William J. Anderson, Director, General Government Division, GAO and public witnesses.

# *Joint Meeting*

## INDUSTRIAL POLICY

*Joint Economic Committee:* Committee concluded hearings to review U.S. industrial policy, after receiving testimony from F. Gerald Adams, University of Pennsylvania, Philadelphia; Alan McAdams, Cornell University, Ithaca, New York; Ira Magaziner, Telesis, Providence, Rhode Island; Barry Bluestone, Boston College, Boston, Massachusetts; and John Zysman, University of California, Berkeley.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Wednesday, May 19, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 10542–10697*

**Bills Introduced:** Eight bills were introduced, as follows: S. 2543–2550.

Pages 10666–10667

**Bills Reported:** Reports were made as follows:

Report May 18, during the recess:

H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, with amendments. (S. Rept. No. 97–402)

Reported today:

S. 2301, authorizing funds for railroad safety activities of the Federal Railroad Administration, with an amendment in the nature of a substitute. (S. Rept. No. 97–403)

S. 2181, authorizing funds for fiscal year 1983 for the National Telecommunications and Information Administration, Department of Commerce, with amendments. (S. Rept. No. 97–404)

S. 2430, authorizing $100 million for fiscal year 1983 for railroad rehabilitation and improvement financing, with an amendment in the nature of a substitute. (S. Rept. No. 97–405)

S. 2351, providing for the administration of the Agreement of the International Carriage of Perishable Foodstuffs, which establishes uniform inspection requirements for the equipment that transports perishable foods across national borders, with an amendment in the nature of a substitute. (S. Rept. No. 97–406)

S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity, with amendments.

Page 10666

**Measures Passed:**

*Real Property Conveyance:* Senate passed H.R. 1543, confirming the conveyance of certain real property in Alameda County, California, by the Central Pacific Railway Company and the Southern Pacific Railway Company to certain named individuals.

Page 10657

*Federal Lands Conveyance:* Senate passed with an amendment S. 982, providing for the conveyance to adjacent landowners all nonmineral interest in the U.S. on certain tracts of Federal land adjacent to Lake Shore Drive, Lake Lowell, Boise project, Idaho.

Pages 10657–10658

*Mail Order Consumer Protection Amendments of 1982:* Senate passed S. 1407, authorizing the United States Postal Service to subpoena material pursuant to investigations of postal offenses, to issue cease and desist orders to persons committing such offenses, to assess civil penalties against persons violating Postal Service orders, and to tender the price of an article or service for sale by mail to determine whether or not an illegal activity is being conducted, after agreeing to a committee amendment in the nature of a substitute.

Pages 10658–10661

*Lake Oswego, Oregon:* Senate passed S. 1573, restoring Lake Oswego, Oregon, as a non-navigable water of the United States, after agreeing to a committee amendment in the nature of a substitute.

Page 10662

*Southern Nevada Water Project:* Senate passed with an amendment S. 1621, providing for the replacement of certain cast steel pump casings at the southern Nevada water project.

Page 10662

*Drainage Facilities for Non-Indian Lands:* Senate passed S. 2177, providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands.

Page 10662

*National Junior Bowling Championship Week:* Senate passed S.J. Res. 175, designating the week of July 18–24, 1982, as "National Junior Bowling Championship Week."

Pages 10663–10664

*Myasthenia Gravis Awareness Week:* Senate passed S.J. Res. 197, designating the week of October 17–23, 1982, as "Myasthenia Gravis Awareness Week."

Page 10663

*Amelia Earhart Day:* Senate passed H.J. Res. 412, designating May 20, 1982, as "Amelia Earhart Day."

S.J. Res. 150, Senate companion measure, was indefinitely postponed.

Page 10663

**First Budget Resolution, 1983:** Senate resumed consideration of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982, agreeing to certain modifications and taking action on amendments proposed thereto, as follows:

Adopted:

(1) Dole unprinted amendment No. 964, consolidating the reconciliation instructions relating to increase in revenue.

Page 10601

(2) Bumpers unprinted amendment No. 967, adding additional funds for the Childhood Immunization Program.

Page 10633

Rejected:

(1) By 39 yeas to 60 nays, Moynihan modified unprinted Amendment No. 963, to restore funds for Medicare and Medicaid.

Page 10586

(2) By 14 yeas to 84 nays, Kennedy unprinted amendment No. 965, to add additional funds to put unemployed individuals to work in projects rebuilding communities in order to stimulate private investment and economic development.

Page 10608

(3) Kassebaum unprinted amendment No. 966, to reduce the recommended levels of new budget authority by $7.4 billion in FY 1983 and new outlays by $1.3 billion in FY 1983 for national defense (Function 050), and by similar additional reductions in FY 1984 and 1985. (By 53 yeas and to 44 nays, Senate tabled the amendment.)

Page 10614

(4) By 44 yeas to 54 nays, Bradley unprinted amendment No. 968, to restore funding for title I of the Elementary and Secondary Education Act, handicapped and vocational education programs, Head Start and Pell Grants.

Page 10637

Pending:

Leahy unprinted amendment No. 969 (printed Amendment No. 1488), to add funds for the Environmental Protection Agency.

Page 10654

During consideration of this measure today, by 89 yeas to 5 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 10560

Senate will continue consideration of the concurrent resolution and amendments proposed thereto on Thursday, May 20. Pages 10653–10654

Pages 10560–10573, 10579–10658

**National Folk Dance:** Senate concurred in the amendment of the House to S.J. Res. 59, designating the square dance as the national folk dance of the United States for 1982 and 1983.

Page 10663

**Working Mothers' Day:** Senate concurred in the amendments of the House to S.J. Res. 53, designating September 5, 1982, as "Working Mothers' Day."

Page 10663

**P.O.W./M.I.A. Recognition Day:** Senate concurred in the amendments of the House to S.J. Res.

160, designating July 9, 1982 and April 9, 1983 as "National P.O.W./M.I.A. Recognition Day."

Page 10663

**Nominations:** Senate received the following nominations:

Elizabeth F. Burkhart, of Texas, to be a Member of the National Credit Union Administration.

Milton M. Masson, Jr., of Arizona, and John B. Carter, Jr., of Texas, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Two Navy nominations in the rank of Admiral.

Three Marine Corps nominations in the rank of General.

Page 10697

**Messages From the President:** Page 10665

**Messages From the House:** Page 10665

**Statements on Introduced Bills:** Pages 10666–10673

**Amendments Submitted for Printing:** Pages 10675–10677

**Notices of Hearings:** Page 10677

**Committee Authority To Meet:** Page 10677

**Additional Statements:** Pages 10678–10696

**Nominations:** Page 10697

**Quorum Calls:** One quorum call was taken today. (Total—33)

Page 10560

**Record Votes:** Five record votes were taken today. (Total—126)

Pages 10560, 10601–10602, 10614, 10632, 10653

**Recess:** Senate convened at 8:45 a.m., and recessed at 10:09 p.m., until 8 a.m., on Thursday, May 20, 1982.

# *Committee Meetings*

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on military pay and bonus issues, receiving testimony from Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Lt. General Max R. Thurman, Deputy Chief of Army Staff for Personnel, Vice Admiral Lando W. Zech, Jr., Deputy Chief of Naval Operations (Manpower, Personnel and Training, Chief of Naval Personnel; Lt. General E. J. Bronars, Deputy Chief of Marine Corps Staff for Manpower; Lt. General Andrew P. Iosue, Deputy Chief of Air Force Staff for Manpower and Personnel; and Kenneth J. Coffey, Associate Director (Military), Federal Personnel and Compensation Division, General Accounting Office.

Subcommittee will meet again on tomorrow.

## HUD/NEIGHBORHOOD REINVESTMENT CORP.

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Department of Housing and Urban Development, receiving testimony from Samuel R. Pierce, Jr., Secretary, HUD; and in behalf of funds for the Neighborhood Reinvestment Corp. from its Executive Director, William Whiteside.

Subcommittee will meet again on Monday, May 24.

## NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported the nominations of Admiral James D. Watkins, U.S. Navy, to be Chief of Naval Operations, General Charles A. Gabriel, U.S. Air Force, to be Chief of Staff for the Air Force, and 2,510 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, the committee concluded hearings on the nominations of Admiral Watkins and General Gabriel, after the nominees testified and answered questions in their own behalf. Admiral Watkins was introduced by Senator Warner, and General Gabriel was introduced by Senator Goldwater.

## ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee began markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the director of the Secretary of the Interior, but did not complete action thereon, and will meet again tomorrow.

## SAFE DRINKING WATER ACT

*Committee on Environment and Public Works:* Subcommittee on Toxic Substances and Environmental Oversight resumed hearings on S. 1866, revising regulatory procedures relating to safe drinking water requirements, and S. 2131, authorizing funds through fiscal year 1986 for the safe drinking water programs, receiving testimony from Robert A. Neal, Chairman, National Drinking Water Advisory Council, Environmental Protection Agency; Thomas C. Jorling, Williams College, Williamstown, Massachusetts; James T. B. Tripp, Environmental Defense Fund, Washington, D.C.; Jaqueline M. Warren, Natural Resources Defense Council, Inc., New York City; Robert Harpster, League of Iowa Municipalities, Des Moines, Mayor Janet Gray Hayes, San Jose, California, and Frank Shafroth, Washington, D.C., all on behalf of the National League of Cities; Supervisor Martin Lang, Southampton, New

York; Suffolk County Executive Peter F. Cohalan, and Suffolk County Legislator Gregory Blass, both of Hauppauge, New York.

Hearings continue on Wednesday, May 26.

## MORTGAGE INVESTMENTS/PENSIONS FUND INVESTMENTS/RETIREMENT ANNUITIES

*Committee on Finance:* Subcommittee on Savings, Pensions and Investment Policy concluded hearings to review certain ERISA statutes or regulations that inhibit mortgage investments by pension funds, after receiving testimony from Robert Georgine, National Coordinating Committee for Multiemployer Plans, and Henry Schechter, AFO-CIO, both of Washington, D.C.; on the Department of Labor's current class exemption efforts regarding pension fund investments in residential housing, after receiving testimony from Jeffrey Clayton, Administrator, Pensions and Welfare, Benefit Programs, Department of Labor; Bernard J. Carl, Williams and Connolly, on behalf of the President's Commission on Housing, Jack Carlson, National Association of Realtors, and Harry Pryde, National Association of Home Builders, all of Washington, D.C.; Douglas E. Johnson, Chase Home Mortgage Company, Montvale, New Jersey, on behalf of Mortgage Bankers Association of America; T. Jerald Moore, Aetna Life Insurance Company, Hartford, Connecticut, on behalf of American Council of Life Insurance; Richard F. O'Brien, General Motors Corporation, New York City, on behalf of the ERISA Industry Committee, (ERIC); and W. Gordon Hobgood, Jr., First National Bank, Dallas, Texas, on behalf of the American Bankers Association; and on S. 1910, modifying the tax treatment of certain retirement annuities for clergymen and lay employees, after receiving testimony from Reverend Lawrence A. Washburn, Peace Dale Congregational Church, Peace Dale, Rhode Island; Leo J. Landes, United Synagogue of America, and Reverend Gordon E. Smith, American Baptist Churches, both of New York City; Harold A. Clarke, United Presbyterian Church of the U.S.A., Philadelphia, Pennsylvania; and Gary S. Nash, Southern Baptist Convention, Dallas, Texas, and Church Alliance for Clarification of ERSIA, Washington, D.C. Testimony was also received on all the aforementioned items from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

The nomination of Robert Anderson, of the District of Columbia, to be Ambassador to the Dominican Republic; and

S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity, with amendments.

Committee continued in evening session to mark up Title II, authorizing funds for fiscal year 1982 for economic assistance and development for countries in the Caribbean Basin region, of S. 2237, the Caribbean Basin Economic Recovery Act.

## FEDERAL PROCUREMENT POLICIES

*Committee on Governmental Affairs:* Subcommittee on Federal Expenditures, Research and Rules concluded hearings on S.J. Res. 93 and S. 2278, measures reaffirming the policy of relying on the private sector to meet the government's needs for supplies, services, and construction programs, and the Office of Management and Budget Circular A–76, relating to Federal procurement policy, after receiving testimony from Senators Hayakawa and East; Manuel H. Johnson, Acting Assistant Secretary of the Treasury for Economic Policy; Frank S. Swain, Chief Counsel for Advocacy, Small Business Administration; James Hostetler, Chapman, Duff and Paul, Council of Small business and Council on Procurement Policy and Christine A. Russell, Small Business Center, both on behalf of the Chamber of Commerce of the United States, James D. McKevitt and Sally L. Douglas, both of the National Federation of Independent Business, all of Washington, D.C.; John E. Eisenhour, Jr., Eisenhour Construction Co., Denver, Colorado, on behalf of the National Construction Industry Council; David A. McCosker, Independent Construction Company, Oakland, California, on behalf of the Associated General Contractors of America; Earl H. Hess, Lancaster Laboratories, Lancaster, Pennsylvania, on behalf of the American Council of Independent Laboratories; and Benjamin Y. Cooper, Printing Industries of America, Inc., Arlington, Virginia.

## RETIREMENT BENEFITS

*Committee on Labor and Human Resources:* Subcommittee on Labor concluded oversight hearings to review the Pension Benefit Guaranty Corporation premium rate increases, after receiving testimony from Edwin M. Jones, Executive Director, Henry Rose, General Counsel, Jerald Cole, Assistant Executive Director for Policy and Planning, Lawrence Maslan, Director, Office of Financial Operations, and John Hirschmann, Chief, Division of Financial and Actuarial Program Development, all of the Pension Benefit Guaranty Corporation; Richard O'Brien, New York City, and George J. Pantos, Washington, D.C., both on behalf of the ERISA Industry Committee (ERIC); William H. Zeigler, Wilson Foods, Inc., Oklahoma City, Oklahoma, and

Thomas G. Schendt, Washington, D.C., both representing the National Employee Benefits Institute; Richard S. Raskin, George B. Buck Consulting Actuaries, Inc., New York City, on behalf of the Association of Private Pension and Welfare Plans, Inc.; Edward O. Handy, Jr., Textron, Inc., Providence, Rhode Island, and Peter Turza, Washington, D.C., both representing the National Association of Manufacturers; and John J. Sheehan, United Steelworkers of America, Richard H. Fay and Michael J. Romig, both on behalf of the Chamber of Commerce of the United States, Paul H. Jackson, Wyatt Company, on behalf of the National Small Business Association, and Gerald D. Facciani, American Society of Pension Actuaries, all of Washington, D.C.

### SENATE RADIO AND TV COVERAGE

*Committee on Rules and Administration:* Committee held hearings on a proposed resolution of regulations and/or rules changes needed to implement television and/or radio coverage of Senate proceedings, receiving testimony from Senators Pressler, Dixon, Danforth, and Dodd.

Hearings continue on Tuesday, May 25.

### INDIAN EDUCATION

*Select Committee on Indian Affairs:* Committee concluded oversight hearings on the implementation of Indian education programs of the Federal government, after receiving testimony from Roy H. Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs; Gabe Paxton, Director, Office of Indian Education Programs, Bureau of Indian Affairs, Department of the Interior; D. Jean Benish, Acting Assistant Seretary of Education for Elementary and Secondary Education; Monika Edwards Harrison, Director, Policy, Planning and Executive Operations/Executive Assistant to the Acting Assistant Secretary, Frank Ryan, Director, Indian Education Programs, and William Stormer, Director, Division of Impact Aid, all of the Department of Education; Stephen Adkins, Chickahominy Tribe of Virginia, Providence Forge; Joan Cofield, National Urban Indian Council, Denver, Colorado; Amelia Bingham, Mashpee Wampanoag Community Development Corporation, Mashpee, Massachusetts; Rosa Winfree, Charlotte-Mecklenberg Schools, Charlotte, North Carolina; Frances Hill, Native American Resource Program, Buffalo, New York; Pauline Smith, Cleveland Indian Education, Cleveland, Ohio; John Rouillard, Francis McKinley, and Michael P. Doss, all of the National Advisory Council on Indian Education, Washington, D.C.; Charles Geboe, Intermountain Indian School, Brigham City, Utah; Lee Demmert, Mt. Edgecumbe Indian School, Mt. Edgecumbe, Alaska; Jack Belkham, Flandreau Indian School, Flandreau, South Dakota; Tom Patterson, Sequoyah Indian School, Tahlequah, Oklahoma; Betty Walker, Aberdeen, South Dakota; Wallace H. Allan, Jr., Anadarko, Oklahoma; Peter Soto, Phoenix, Arizona; and Van Peters, Portland, Oregon.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and will meet again on Monday, May 24.

### RURAL OLDER AMERICANS

*Special Committee on Aging:* Committee held hearings on the needs of and services provided to rural older Americans, receiving testimony from Calvin L. Beale, Supervisor Statistician/Leader, Populations Studies Group, Economic Research Service, Department of Agriculture; Ruth Kobell, National Farmers Union, Washington, D.C.; David Sutherland, Ohio University, Athens; and Kay Hofer, South Dakota Health Planning and Development Agency, Pierre.

Hearings were recessed subject to call.

## House of Representatives

### *Chamber Action*

**Bills Introduced:** 30 public bills, H.R. 6407–6436; and 5 resolutions, H.J. Res. 488 and 489, H. Con. Res. 346, and H. Res. 472 and 473 were introduced.
Pages 10492–10494

**Bills Reported:** Reports were filed as follows:

H.R. 6323, to authorize appropriations for environmental research, development, and demonstration for the fiscal years 1983 and 1984, amended (H. Rept. 97–574; filed May 18);

H.R. 6198, Copyright Manufacturing Clause Extension Act (H. Rept. 97–575);

H.R. 6273, to amend the National Traffic and Motor Vehicle Safety Act of 1966 and the Motor Vehicle Information and Cost Savings Act to authorize appropriations for fiscal years 1983, 1984 and 1985 (H. Rept. 97–576); and

H.R. 2340 and H.R. 3451, both private bills (H. Repts. 97–577 and 97–578, respectively).
Page 10492

**Subcommittee to Sit:** Subcommittee on Monopolies and Commercial Law of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.
Page 10437

**Intelligence Authorization:** By a yea-and-nay vote of 357 yeas to 23 nays, with 1 voting "present", Roll No. 79, the House passed H.R. 6068, to authorize appropriations for fiscal year 1983 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency retirement and disability system, and to authorize supplemental appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government. This bill was considered on Tuesday, May 8.

Pages 10439–10440

**Subcommittee to Sit:** Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule.

Pages 10440–10441

**National Science Foundation Authorizations:** By a yea-and-nay vote of 282 yeas to 111 nays, Roll No. 85, the House passed H.R. 5842, to authorize appropriations for activities of the National Science Foundation for fiscal years 1982 and 1983.

Rejected a motion to recommit the bill to the Committee on Science and Technology.

Agreed To:

The committee amendments;

An amendment that reduces funding levels to the President's requests, cutting by $30 million the funds for science and engineering education (agreed to by a recorded vote of 194 ayes to 191 noes, Roll No. 81); and

An amendment in the nature of a substitute that restores $20 million in funding for science and engineering education (agreed to by a recorded vote of 203 ayes to 188 noes, Roll No. 84). Rejected an amendment to this amendment that sought to eliminate the $20 million in restored funds for science and engineering education (rejected by a recorded vote of 189 ayes to 203 noes, Roll No. 83).

Rejected an amendment that sought to restrict the expenditure of funds as authorized to the balanced budget provisions of the International Monetary Fund Act of 1978, or until a constitutional amendment requiring a balanced budget has been considered by both Houses of Congress (rejected by a recorded vote of 158 ayes to 227 noes, with 1 voting "present", Roll No. 82).

H. Res. 459, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10442–10462

**National Bureau of Standards Authorization:** By a yea-and-nay vote of 249 yeas to 131 nays, Roll No. 88, The House passed H.R. 5726, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1983.

Rejected a motion to recommit the bill to the Committee on Science and Technology with instructions to report it back forthwith with an amendment that sought to further reduce by $6.5 million funding for the National Bureau of Standards (rejected by a yea-and-nay vote of 193 yeas to 193 nays, Roll No. 87).

Agreed To:

The committee amendments;

An amendment, as amended (agreed to by a recorded vote of 195 ayes to 191 noes, Roll No. 86), that reduces by $6.2 million the funding for the National Bureau of Standards; and

An amendment that makes sundry reductions in authorizations and deletes language relating to transfer of funds.

Rejected an amendment that sought to restrict the expenditure of funds as authorized to the balanced budget provisions of the International Monetary Fund Act of 1978.

Subsequently, this passage was vacated and S. 2271, a similar senate-passed bill was passed in lieu, after being amended to contain the language of the House bill as passed.

H. Res. 458, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10462–10472

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 10492

## *Committee Meetings*

### HEALTH OF THE AGRICULTURAL COMMUNITY

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on H. Con. Res. 337, expressing the sense of the Congress concerning the health of the Agricultural community in light of the Wayne Cryts affair. Testimony was heard from a public witness.

### COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State and Judiciary held a hearing on fiscal year 1982 supplemental items. Testimony was heard from the following officials of the Department of State: Theodore Kronmiller, Deputy Assistant Secretary for Oceans and Fisheries and Richard T. Kennedy, Under Secretary for Management and Kevin D. Rooney, Assistant Attorney General for Administration, Department of Justice.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1982 program supplementals: on military personnel items; on O&M items and on Air Force procurement items. Testimony was heard from Lt. Gen. R. Dean Tice, Deputy Assistant Secretary of Defense for Military

Personnel and Force Management; Pual Dube, Director for Operations, Office of the Assistant Secretary of Defense, Comptroller and Lloyd K. Mosemann, II, Deputy Assistant Secretary of the Air Force for Logistics.

## FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Caribben Basin Initiative, El Salvador. Testimony was heard from Thomas Enders, Assistant Secretary of State for Latin American Affairs and Otto J. Reich, Assistant Administrastor for Latin America and the Caribbean, AID.

Hearings continue tomorrow.

## HUD-INDEPENDENT AGENCIES APROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies heard testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on National Endowment for the Arts. Testimony was heard from Frank Hodsoll, Chairman, National Endowment for the Arts.

## AIR FORCE NAME CHANGE

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on H.R. 5130, to change the name of the United States Air Force to the United States Aerospace Force, to redefine the mission of the Aerospace Force, and to direct the Secretary of the Aerospace Force to report to Congress on the desirability of establishing a Space Command within the Aerospace Force. Testimony was heard from Representative Kramer; Edward C. Aldridge, Jr., Under Secretary of the Air Force; Gen. Robert T. Marsh, Commander, Air Force Systems Command; John Collins, Senior Specialist in National Defense, Congressional Research Service, Library of Congress; Gen. James E. Hill, USAF (Ret.), former Commander of the North American Air Force Defense Command and a public witness.

## BANK EXPORT SERVICES ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulations, and Insurance held a hearing on H.R. 6016, Bank Export Services Act. Testimony was heard from Senators Heinz and Tsongas; Representative Alexander and Henry C. Wallich, Board of Governors, Federal Reserve System.

Hearings continue May 25.

## VOCATIONAL EDUCATION— CONSOLIDATION PROPOSAL

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on the Administration's vocational education consolidation proposal. Testimony was heard from public witnesses.

## FAIR LABOR STANDARDS ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Labor Standards approved for full Committee action as amended H.R. 6103, to amend the Fair Labor Standards Act of 1938 to provide that an employer who violates section 6 or 7 of that Act shall be liable to the employee involved for three times the amount of wages involved in the violation.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education, concluded oversight hearings on the Department of Education's enforcement of title II of the Civil Rights Act and title IX of the Education Amendments of 1972. Testimony was heard from Terrel H. Bell, Secretary of Education.

## FTC AUTHORIZATION

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism approved for full committee action legislation to amend the Federal Trade Commission Act to extend the authorization of appropriations.

## MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported the following measures: H. Res. 465, amended, directing the Secretary of State to provide to the House of Representatives certain informantion concerning Roberto D'Aubuisson and H. Con. Res. 340, reaffirming Senate Resolution 179 and House Resolution 177 and urging the President to seek agreement at the Versailles economic summit conference that nuclear supplier nations should export nuclear fuel and equipment only to nations that permit full-scope safeguards.

Prior to this action, the Committee held a hearing on H. Res. 465. Testimony was heard from Representative Stark and departmental witnesses.

## FORMALDEHYDE-RELATED HEALTH PROBLEMS

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs concluded a hearing on Federal response to health risks of formaldehyde in consumer products. Testimony was heard from the following officials of the Consumer Product Safety Commission: Nancy Steorts, Chairperson; Edith Barksdale Sloan, Stuart M. Statler and Sam Zagoria all Commissioners; from the following officials of the Department Housing and Urban Development: Philip Abrams, General Deputy Assistant Secretary for Housing, Federal Housing Commissioner and Bernard Shriber, Executive Assistant to the General Deputy Assistant Secretary and public witnesses.

## NARCOTICS LAW ENFORCEMENT

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on military assistance to civilian narcotics law enforcement. Testimony was heard from John M. Walker, Assistant Secretary for Law Enforcement, Department of the Treasury and Charles Rinkevich, Coordinator of the South Florida Task Force on Crime.

Hearings continue tomorrow.

## INDIAN HOUSING ACT

*Committee on Interior and Insular Affairs:* Ordered reported as amended H.R. 5988, Indian Housing Act of 1982.

## TORT CLAIMS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 24, to amend title 28 of the United States Code to provide for an exclusive remedy against the United States in suits based upon acts or omissions of U.S. employees, to provide a remedy against the United States with respect to constitutional torts, to establish procedures whereby a person injured by a constitutional tort may initiate and participate in a disciplinary inquiry with respect to such tort. Testimony was heard from Charles E. Weithoner, Associate Administrator for Administration, FAA; from the following officials of the FBI, Department of Justice; Oliver B. Revell, Assistant Director, Criminal Investigations Division and John A. Mintz, Assistant Director-Legal Counsel and from the following U.S. Attorneys: Stanley S. Harris, for the District of Columbia and Royce C. Lamberth, Chief, Civil Division, for the District of Columbia.

Hearings continue tomorrow.

## EXPLOSIVE MATERIALS

*Committee on the Judiciary:* Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 6377, the Anti-Arson Act of 1982.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Senator Glenn; Robert Powis, Deputy Assistant Secretary of the Treasury for Enforcement and a public witness.

## IMMIGRATION

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law approved for full Committee action a clean bill to be introduced in lieu of H.R. 5872, Immigration Reform and Control Act of 1982.

## BALANCED BUDGET

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued hearings on H.J. Res. 2, proposing an amendment to the Constitution of the United States to provide that appropriations made by the United States shall not exceed its revenues, except in time of war or national emergency; and to provide for the systematic paying back of the national debt, and related measures. Testimony was heard from David Stockman, Director, Office of Management and Budget and a public witness.

## EXPORT TRADING ACT; GRAIN ELEVATOR BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law approved for full Committee action clean bills to be introduced in lieu of H.R. 1799, Export Trading Act of 1981 and H.R. 6034, to amend title 11, United States Code, to provide for expedited determinations of interests in grain and the proceeds of grain, held by debtors who own or operate grain storage facilities.

## MARITIME LAWS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine concluded hearings on H.R. 4863, to modify the maritime laws applicable to the recovery of damages by certain foreign seamen. Testimony was heard from public witnesses.

## SURPLUS VESSELS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 4828, to set aside certain surplus vessels for use in the provision of health and other humanitarian services to developing countries. Testimony was heard from Representative Mitchell of Maryland and public witnesses.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Rules:* Heard testimony from Representatives Mitchell of Maryland, Dingell, Stratton and McDade but took no action on H.R. 4326, Small Business Innovation Development Act of 1981.

## NRC

*Committee on Science and Technology:* Subcommittee on Energy Research and Production concluded hearings on Nuclear Regulatory Commission R&D. Tes timony was heard from Gordon Chipman, Deputy Assistant Secretary for Nuclear Reactor Programs, Office of Nuclear Energy, Department of Energy and public witnesses.

### HEALTH AND MORTALITY STUDY

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing to review DOE's Health and Mortality Study on the health effects of low levels of ionizing radiation on DOE workers. Testimony was heard from Dr. J. W. Thiessen, Acting Deputy Associate Director, Office of Health and Environmental Research, Office of Energy Research, Department of Energy; Dr. Gilbert W. Beebe, Clinical Epidemiology Branch, National Cancer Institute, National Institutes of Health, Department of Health and Human Services and public witnesses.

### COMPUTER TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight held a joint hearing on International Transfer of Computer Technology. Testimony was heard from public witnesses.

### BANKING DEREGULATION

*Committee on Small Business:* Subcommittee on Tax, Access to Equity Capital, and Business Opportunities held a hearing on banking deregulation and its impact on small business lending. Testimony was heard from Frank Swain, Chief Counsel for Advocacy, SBA and public witnesses.

Hearings continue tomorrow.

### DISABILITY AMENDMENTS

*Committee on Ways and Means:* Ordered reported as amended H.R. 6181, Disability Amendments of 1982.

---

## *Joint Meeting*

### MISCELLANEOUS REVENUE ACT

*Conferees* met to resolve the difference between the Senate- and House-passed versions of H.R. 4717, amending the effective date provisions of section 402(b)(3) of the Windfall Profit Tax Act of 1980 (P.L. 96–223) to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts, but did not complete action thereon, and will meet again on Friday, May 21.

## *Thursday, May 20, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 10869–11038*

**Bills Introduced:** Nine bills and one resolution were introduced, as follows: S. 2551–2559 and S. Con. Res. 97.

Pages 10984–10985

**Bills Reported:** Reports were made as follows:

S. 2551, authorizing funds for fiscal year 1983 for the National Science Foundation (S. Rept. No. 97–407).

S. 2336, authorizing funds for fiscal year 1983 for maritime programs of the Department of Transportation, and authorizing funds for fiscal year 1983 for the Federal Maritime Commission, with an amendment in the nature of a substitute (S. Rept. No. 97–408).

S. 2215, granting a Federal Charter to the National Association of State Directors of Veterans Affairs, Inc. (S. Rept. No. 97–409).

S. 2555, authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury, with additional views (S. Rept. No. 97–410).

H.R. 3663, revising the regulation of motor carriers of passengers, with an amendment in the nature of a substitute (S. Rept. No. 97–411).

S. Res. 384, waiving Section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of title IV of S. 2487, authorizing funds for fiscal year 1983 for intelligence activities of the U.S. Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community.

S. Con. Res. 96, reaffirming S. Res. 179 and H. Res. 177 and urging the President to seek agreement at the Versailles Summit Conference that nuclear supplier nations should export nuclear fuel and equipment only to nations that permit full-scope safeguards.

Page 10984

**First Budget Resolution, 1983:** Senate continued consideration of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982, taking action on additional amendments proposed thereto, as follows:

Adopted:

Chafee unprinted amendment No. 975, adding additional funds for the Maternal and Child Health Care Block Grant.

Page 10950

Rejected:

(1) By 38 yeas to 60 nays, Leahy Amendment No. 1488, to add funds for the Environmental Protection Agency.

Page 10895

(2) By 27 yeas to 73 nays, Melcher-DeConcini unprinted amendment No. 970, to reduce the budget deficits for fiscal years 1982, 1983, 1984 and 1985 by reducing budget authority and outlays for function 150, international affairs.

Page 10896

(3) By 48 yeas to 51 nays, Hart unprinted amendment No. 971, to add additional funds for compensatory education. (By 51 yeas to 49 nays, Senate tabled a motion to reconsider the previous vote.)

Page 10904

(4) By 17 yeas to 83 nays, Helms unprinted amendment No. 972, to reduce the level of tax increases.

Page 10920

(5) By 32 yeas to 68 nays, Hollings unprinted amendment No. 973, to reduce the deficits to $107.9 billion in 1983, $58.4 billion in 1984, and $28.5 billion in 1985, by eliminating the July 1983 tax cut.

Page 10927

(6) By 35 yeas to 63 nays, Robert C. Byrd unprinted amendment No. 974, to provide that it is the sense of the Senate that in reporting legislation to achieve the $107.2 billion in revenues required under the resolution, rather than impose new, regressive taxes on American taxpayers, the Committee on Finance should (1) defer the third year of the Kemp-Roth individual rate reduction until the current budget crisis has passed and interest rates have dropped to affordable levels, or (2) repeal the third year of Kemp-Roth individual rate reduction and replace it with a fiscally prudent tax cut which distributes benefits fairly to all working and middle-income Americans.

Page 10948

(7) By 46 yeas to 53 nays, Chiles unprinted amendment No. 976, to provide funding for full cost of living adjustments for veterans pensions and disability compensation, and to provide the President's January budget request for veterans medical facilities.

Page 10955

(8) Jepsen unprinted amendment No. 978 (to Sasser unprinted amendment No. 977), perfecting, to provide funds for payment of dual benefits to railroad retirees. (By 58 yeas to 41 nays, Senate tabled the amendment.)

Page 11033

Pending:

Sasser unprinted amendment No. 977 (printed Amendment No. 1492), to restore annual cost-of-living adjustments to railroad retirees.

Page 11024

Senate will continue consideration of the concurrent resolution and amendments thereto on Friday, May 21.

Page 11038,
10881-10982, 11024-11037

**Nominations:** Senate received the following nominations:

Steffen W. Graae, to be an Associate Judge of the Superior Court of the District of Columbia.

George W. Mitchell, to be an Associate Judge of the Superior Court of the District of Columbia.

Pages 11038

**Messages From the President:** Page 10984

**Messages From the House:** Page 10983-10984

**Measures Referred:** Page 10983

**Measures Ordered Placed on Calendar:** Page 10983

**Communications:** Page 10984

**Statements on Introduced Bills:** Page 10984-10995

**Amendments Submitted for Printing:** Page 10997

**Notices of Hearings:** Page 10997

**Additional Statements:** Page 10998-11023

**Nominations:** Page 11038

**Record Votes:** Ten record votes were taken today. (Total—136)

Pages 10895, 10899-10900, 10918, 10919, 10925, 10947, 10950,
10978, 11035, 11038

**Recess:** Senate convened at 8 a.m., and, by 55 yeas to 44 nays, recessed at 12:25 a.m., on Friday, May 21, 1982, until 9 a.m., the same day.

## *Committee Meetings*

### FEDERAL CROP INSURANCE PROGRAM

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices held oversight hearings on the implementation of the Federal Crop Insurance program of the Department of Agriculture, receiving testimony from Senator Bentsen, Representatives Hightower, Hance, and Stenholm; Frank Naylor, Under Secretary of Agriculture for Small Community and Rural Development; Merritt Sprague, Manager, Federal Crop Insurance Corporation, Department of Agriculture; Roland Wentzel, Assistant Director for Planning, Economic Analysis Division, Farm Credit Administration; John Barr III, National Cotton Council, Memphis, Tennessee; Gary Harris and Wayne Nelson, both of the National Association of Wheat Growers, and James Eatherly, American Bankers Association, all of Washington.

D.C.; David Rutledge, Crop Insurance Research Bureau, Des Moines, Iowa; Graham Neville, Neville, Taylor, and Associates, Inc., Smithfield, North Carolina; Morris Dickel, Red River Valley Sugar Beet Growers Association, West Fargo, North Dakota; and Edward Bowman, National Association of Farmer-Elected Committeemen.

Hearings continue on tomorrow.

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on Army modernization, receiving testimony from Major General Stan R. Sheridan, Assistant Deputy Chief of Army Staff for Research, Development and Acquisition, Major General Richard W. Anson, Chief, Army Force Modernization Office, and Major General Louis C. Monetrey, Director of Requirements, both of the Office of the Deputy Chief of Staff for Operations and Plans, and Brig. General Phillip Mason, Deputy Director, Combat Support Systems, and Brig. General Donald S. Pihl, Deputy Director, Weapons Systems, both of the Office of the Deputy Chief of Staff for Research, Development and Acquisition, all of the Department of the Army.

Subcommittee will meet again on Tuesday, May 25.

## APPROPRIATIONS—STATE

*Committee on Appropriations:* Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1983 for the Department of State, receiving testimony in behalf of funds for their respective activities from Ambassador Robert M. Sayre, Chairman, Interdepartmental Group on Terrorism, Dominick L. DiCarlo, Assistant Secretary of State for International Narcotic Matters, and Ambassador Richard D. Vine, Director, Bureau of Refugee Programs, all of the Department of State.

Subcommittee will meet again on Thurday, May 27.

## BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported the following business items:

An original bill (S. 2586) authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, in lieu of S. 2205;

An original bill (S. 2645) revising certain provisions of law relating to military construction and military family housing, in lieu of S. 1990; and

The nomination of Richard L. Wagner, Jr., of California, to be Chairman of the Military Liaison Committee to the Department of Energy.

## AIRLINE TRAVEL

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation concluded hearings on S. 1770, authorizing funds to conduct an independent study of airline industry practices and Federal Aviation Administration rules relating to health and safety of passengers and crew, focusing on the availability of medical care for in-flight emergencies, after receiving testimony from Craig Beard, Director of Airworthiness, John Jordan, Deputy Federal Air Surgeon, and Bill Brennan, Chief, Air Transport Division, Office of Federal Operations, all of the Federal Aviation Administration; Mathew H. Finucane, Aviation Consumer Action Project, Susan Miller and Norva Achenbaugh, both of the Association of Flight Attendants, J. P. Reese, Aerospace Industries Association of America, Inc., Don Collier and John E. Ralph, both of the Air Transport Association, and John M. Keshishian, all of Washington, D.C.; Carmen M. Azzopardi, Independent Union of Flight Attendants, Burlingame, California; Bertil Werjefelt, Xenex Corporation, Honolulu, Hawaii; Elliot Dick, University of Wisconsin Medical School, Madison; Charles Billings, Johns Hopkins University School of Hygiene and Public Health, Baltimore, Maryland; and Carl Almond, University of South Carolina, Columbia.

## NUCLEAR POWERPLANTS

*Committee on Environment and Public Works:* Committee concluded hearings on S. 1606, establishing a Federal supplemental property insurance fund for nuclear powerplants, and providing for the cleanup of the damaged Three Mile Island Unit No. 2 nuclear power reactor (TMI-2), after receiving testimony from Senators Heinz, Bradley, and Specter; Harold Denton, Director, Office of Nuclear Reactor Regulation, and Bernard J. Snyder, Program Director, Three Mile Island Program Office, both of the Nuclear Regulatory Commission; Thomas A. Dillon, Deputy Assistant Secretary of Energy for Nuclear Energy, and Herbert Feinroth, Acting Deputy Director, Office of Coordination and Special Products, Department of Energy; F. Kevin Boland, Senior Associate Director, Energy and Mineral Division, and Cliff Gardner, Audit Manager, both of the General Accounting Office; Susan Shanaman, Pennsylvania Public Utilities Commission, Harrisburg; Barbara Curran and Rinaldo D'Argenio, both of the New Jersey Board of Public Utilities, Newark; Frank W. Griffith, Iowa Public Service Co., Sioux City, on behalf of the Edison Electric Institute; Larry Hobart, American Public Power Association, Washington, D.C.; Michael E. Faden, Union of Concerned Scientists, Cambridge, Massachusetts; and William Kuhns and Bud Cherry, both of the General Public Utilities, Parsippany, New Jersey.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported S. Con. Res. 96, reaffirming S. Res. 179 and H. Res. 177 and urging the President to seek agreements at the Versailles Summit conference that nuclear supplier nations should export nuclear fuel and equipment only to nations that permit full-scope safeguards.

Also, committee began markup of S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, but did not complete action thereon, and will meet again on Monday, May 24.

On Wednesday, May 19, the committee ordered favorably reported with amendments Title II, authorizing funds for economic assistance and development for countries in the Caribbean Basin region, of S. 2237, the Caribbean Basin Economic Recovery Act; and S. Con. Res. 73, condemning the religious persecution by Iran of persons of the Baha'i faith.

### CIVIL SERVICE ANNUITIES

*Committee on Governmental Affairs:* Subcommittee on Civil Service, Post Office, and General Services concluded hearings on S. 1380, maintaining the ratio on cost-of-living increases for current Federal employee salaries and retired Federal employee benefits, after receiving testimony from Senator Mattingly; Donald J. Devine, Director, Office of Personnel Management; and John E. Cosgrove, Fund for Assuring an Independent Retirement, Washington, D.C.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported S. 1730, revising certain provisions of the Freedom of Information Act by providing protectable interest in national security information, law enforcement investigations, business confidentiality, and personal property, with an amendment in the nature of a substitute.

Also, committee continued in evening session to further consider S. 2222, revising and reforming U.S. immigration laws.

### BUSINESS MEETING

*Committee on Rules and Administration:* Committee concluded markup of the following business items:

H.R. 6256, authorizing funds for fiscal year 1983 for the Federal Elections Commission;

S. 2102, authorizing funds to the Board of Regents of the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern Art, with an amendment;

S. 2390, authorizing funds for fiscal years 1983, 1984, and 1985 for the National Museum of the Smithsonian Institution to assist museums with the study of museum problems and opportunities, with an amendment;

H.R. 6132, relating to the adjustment of the rate of interest paid on funds of the Smithsonian Institution deposited with the U.S. Treasury, in lieu of S. 2391;

S.J. Res. 194, providing for the appointment of Nancy Hanks as a Citizen Regent of the Board of Regents of the Smithsonian Institution;

An original bill providing for an increase on the amount of interest paid on the money of the Oliver Wendell Holmes Devise Fund deposited with the U.S. Treasury;

An original resolution increasing the limitation on expenditures by the Committee on Appropriations for the procurement of consultants;

An original resolution authorizing the printing of additional copies of the Committee on Foreign Relations committee print entitled "NATO Today: The Alliance in Evolution" as a Senate document;

S. Res. 342, authorizing the printing of "Background Information on the Committee on Foreign Relations, United States Senate" as a Senate document; and

Three original resolutions, each to pay a gratuity to the survivors of certain deceased Senate employees.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 19 public bills, H.R. 6437–6455; 1 private bill, H.R. 6456; and 7 resolutions, H.J. Res. 490 and 491, H. Con. Res. 347, and H. Res. 474–477 were introduced.

Page 10852

**Bills Reported:** Reports were filed as follows:

H. Res. 465, directing the Secretary of State to provide to the House of Representatives certain information concerning Roberto D'Aubuisson, amended (H. Rept. 97–579);

Conference report on H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources (H. Rept. 97–580); and

H.R. 1482, amended; and H.R. 4662; both private bills (H. Repts. 97–581 and 97–582, respectively).

Page 10853

**Late Report:** Committee on Rules received permission to file a privileged report on a resolution relating to H. Con. Res. 345, First Concurrent Resolution on the Budget for fiscal year 1983, at any time prior to the time the House convenes on May 21, and that said report may be considered on May 2 notwithstanding the requirement in clause 4(b)

Rule XI, of a two-thirds vote on the question of consideration.

Page 10756

**Nuclear Fuels Exports:** House agreed to H. Con. Res. 340, reaffirming Senate resolution (S. Res. 179) and House resolution (H. Res. 177) and urging the President to seek agreement at the Versailles economic summit conference that nuclear supplier nations should export nuclear fuel and equipment only to nations that permit full-scope safeguards.

Pages 10757–10759

**Olympic Coins:** House passed S. 1230, to provide for the minting of commemorative coins to support the 1984 Los Angeles Olympic Games.

Rejected a motion to recommit the bill to the Committee on Banking, Finance and Urban Affairs.

Agreed to the committee amendment in the nature of a substitute, as amended by a substitute (substitute agreed to by a recorded vote of 302 ayes to 84 noes with 2 voting "present", Roll No. 90), that authorizes the minting of three coins to be sold domestically by the Treasury and overseas by a private marketing organization.

Agreed to an amendment to the preceding substitute that provides that the Secretary shall obtain silver for the coins from stocks held by the Secretary or from any other federally owned stocks of silver.

Prior to the adoption of the substitute to the committee amendment in the nature of a substitute, agreed to the following amendments to the committee amendment:

An amendment that permitted the Treasury to pay for the expenses of minting Olympic coins out of their regular appropriation, to be reimbursed without delay from funds paid in advance into the trust fund;

An amendment that deleted language prohibiting marketers and purchasers of the coins from claiming a tax-deductible, charitable contribution through the purchase of the coins;

An amendment that clarified that minority, small business, and equal employment laws would still apply, notwithstanding the waiver of Federal procurement laws; and

An amendment that provided that the Secretary should obtain silver for the coins from stocks of silver held by the Secretary or from any other federally owned stocks of silver.

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as may be necessary in the engrossment of the House amendment to S. 1230.

H. Res. 470, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10761–10796

**Net Worth Guarantee Act:** By a recorded vote of 272 ayes to 91 noes with 2 voting "present", Roll No. 92, the House passed H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans.

Rejected a motion to recommit the bill to the Committee on Banking, Finance and Urban Affairs.

Agreed to the committee amendment in the nature of a substitute.

Agreed to:

An amendment that provides that holders of subordinated debt outstanding at the time net worth guarantees are issued will not be paid ahead of the Treasury should the bank go into receivership; and

An amendment that includes multifamily rental projects within the mortgage requirements provisions.

Rejected an amendment in the nature of a substitute to the committee substitute that sought to authorize the FSLIC to provide capital assistance to qualified institutions through the purchase of income capital certificates (rejected by a recorded vote of 155 ayes to 209 noes with 2 voting "present", Roll No. 91).

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as may be necessary in the engrossment of the bill.

H. Res. 471, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10800–10823

**Adjournment:** Met at 10 a.m. and adjourned at 7:11 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on fiscal year 1982 program supplemental—classified programs and FEMA transfer. Testimony was heard from departmental witnesses.

The Subcommittee held a hearing on fiscal year 1982 program supplemental—general provisions. Testimony was heard from Manuel Briskin, Assistant General Counsel for Financial Management, Department of Defense.

The Subcommittee also held a hearing on fiscal year 1982 program supplemental—Army and Navy procurement items. Testimony was heard from Maj. Gen. Duard D. Ball, Program Manager for the M1 Tank System and RAdm. R. A. Miller, Director, Budget and Reports, Office of the Navy Comptroller.

## DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on Human Support Services. Testimony was heard from the following officials of the District of Columbia: Polly Shackleton, member, City Council; James Buford, Director, Department of Human Services; Frederick Abramson, Chairman, Judicial Nomination Commission; Robert Johnson, Executive Director, General Hospital and Gladys Mack, Assistant City Administrator for Budget and Resource Development.

## FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations continued hearings on Caribbean Basin Initiative. Testimony was heard from Thomas Enders, Assistant Secretary of State for Latin American Affairs and Otto J. Reich, Assistant Administrator for Latin America and the Caribbean, AID.

## HUD—INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies continued to hear testimony from Members of Congress and public witnesses.

## INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Fish and Wildlife Service. Testimony was heard from the following officials of the Department of the Interior: James G. Watt, Secretary and Robert Jantzen, Director, Fish and Wildlife Service.

## JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from public witnesses.

Hearings continue May 26.

## MILITARY CONSTRUCTION AND MILITARY FAMILY HOUSING

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved for full Committee action a clean bill to be introduced in lieu of H.R. 5241, to amend title 10, United States Code, to revise and codify the permanent provisions of law relating to military construction and military family housing.

## SALE OF USED MOTOR VEHICLES; HEALTH PLANNING BLOCK GRANT ACT

*Committee on Energy and Commerce:* Ordered reported the following measures: S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles and H.R. 6173, amended, Health Planning Block Grant Act of 1982.

## RADIO BROADCASTING TO CUBA

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance approved for full Committee action as amended H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Inc.

## MARTIAL LAW ON TAIWAN

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on martial law on Taiwan and American foreign policy interests. Testimony was heard from public witnesses.

## MILITARY ROLE OF NATO

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on the military role of NATO. Testimony was heard from public witnesses.

## NARCOTICS LAW ENFORCEMENT

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights continued hearings on military assistance to civilian narcotics law enforcement. Testimony was heard from James N. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police met in executive session to consider pending business.

## INDIAN LAND CONSOLIDATION ACT

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 5856, Indian Land Consolidation Act. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 6091, to designate the Mary McLeod Bethune "Council House" in Washington, D.C., as a national historic site; and H.R. 6033, relating to the preservation of the historic Congressional Cemetery in the District of Columbia for the inspiration and benefit of the people of the United States. Testimony was heard from Representatives Boggs and Fauntroy; Betty Ann Kane, Councilmember-at-large, District of Columbia; Ira Hutchinson, Deputy Director, National Park Service, Department of the Interior and public witnesses.

### TORT CLAIMS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 24, to amend title 28 of the United States Code to provide for an exclusive remedy against the United States in suits based upon acts of omissions of U.S. employees, to provide a remedy against the United States with respect to constitutional torts, to establish procedures whereby a person injured by a constitutional tort may initiate and participate in a disciplinary inquiry with respect to such tort. Testimony was heard from public witnesses.

Hearings continue May 26.

### BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commerical Law continued oversight hearing on personal bankruptcies, with emphasis on creditor participation in bankruptcy proceedings. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended H.R. 5543, to establish an ocean and coastal resources management and development fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the fund.

The Committee also began markup of H.R. 5906, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to clarify provisions relating to claims, financial responsibility, and civil penalties.

### POSTAL SERVICE AMENDMENTS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 3973, Postal Service Amendments of 1981. Testimony was heard from Senator Pryor; Representatives Pepper and Rinaldo and a public witness.

### ADVANCED ISOTOPE SEPARATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production met in executive session to hold a hearing on DOE's Advanced Isotope Separation Program. Testimony was heard from the following officials of the Department of Energy: William R. Voigt, Acting Director, Office of Uranium Enrichment and Assessment and Dr. James E. Leiss, Chairman, Advanced Isotope Separation Process Evaluation Board, and Associate Director, Office of High Energy.

### RISK ASSESSMENT ON FORMALDEHYDE

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on the scientific basis of the EPA's recent carcinogenic risk assessment on formaldehyde. Testimony was heard from Dr. John Todhunter, Assistant Administrator for Pesticides and Toxic Substances, EPA; Peter Preuss, representing the Consumer Product Safety Commission and public witnesses.

### BANKING DEREGULATION

*Committee on Small Business:* Subcommittee on Tax, Access to Equity Capital, and Business Opportunities continued hearings on banking deregulation and its impact on small business lending. Testimony was heard from public witnesses.

### SUPPLEMENTAL UNEMPLOYMENT COMPENSATION ACT

*Committee on Ways and Means:* Ordered reported as amended H.R. 6369, Federal Supplemental Unemployment Compensation Act of 1982.

## *Joint Meeting*

### ECONOMIC CONDITION OF AGRICULTURE

*Joint Economic Committee:* Subcommittee on Agriculture and Transportation resumed hearings on the present economic condition of agriculture and its future prospects, focusing on private sector initiatives to improve agricultural income through export promotion programs, receiving testimony from Winston B. Wilson, U.S. Wheat Associates, Inc., and Darwin E. Stolte, U.S. Feed Grains Council, both of Washington, D.C.; Dennis Blankenship, American Soybean Association, St. Louis, Missouri; Harold Weeth, Coalinga, California, representing the Cotton Council International, Memphis, Tennessee; Allan R. Middaugh, U.S. Meat Export Federation, Denver, Colorado; Lee Campbell, Poultry and Egg Institute of America, Arlington, Virginia; Thomas A. Hammer, California Almond Growers Exchange, Sacramento; and W. Bernard Lester, Florida Department of Citrus, Tallahassee.

Hearings were recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, May 21, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 11214–11372*

**Bills Introduced:** Two bills and three resolutions were introduced, as follows: S. 2560–2561, S. Con. Res. 98, and S. Res. 395–396. **Page 11354**

**Bills Reported:** Reports were made as follows:

S. 2375, extending for 1 year the Department of Defense Production Act, providing availability of authorities necessary to continue improvement in United States ability to mobilize resources in times of national emergency, with an amendment in the nature of a substitute (S. Rept. No. 97–412).

**Page 11354**

Measures Passed:

*Representation of Senate Legal Counsel:* Senate agreed to S. Res. 395, authorizing representation by Senate Legal Counsel of Roy McGhee, a Senate employee, in the case of *Carl H. Kneumann v. Roy McGhee*. Case No. SC–9040, before the Superior Court of the District of Columbia, Civil Division, Small Claims and Conciliation Branch.

**Page 11370**

*Authorizing Testimony:* Senate agreed to S. Res. 396, authorizing testimony by staff and production of documents of the Committee on Small Business and representation by Senate Legal Counsel, in response to requests by the Department of Justice or to subpenas issued by a proper court, except concerning matters which Senate Legal Counsel or his representative determine are privileged from disclosure.

**Page 11370**

*First Budget Resolution, 1983:* By 49 yeas to 43 nays, Senate agreed to S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) By 57 yeas to 40 nays, Sasser Amendment No. 1492, restoring annual cost-of-living adjustments to railroad retirees.

**Page 11234**

(2) Bradley unprinted amendment No. 982, requiring that concurrent resolutions on the budget include tax expenditures and off-budget activities by functional category.

**Page 11228**

(3) Domenici unprinted amendment No. 989, exempting new agricultural loan programs that are funded through the Commodity Credit Corporation from the requirement in section 5 that all such new loan programs be subject to the appropriations process during fiscal years 1982 and 1983.

**Page 11267**

(4) Domenici-Heflin unprinted amendment No 995, increasing funds for the National Cancer Institute.

**Page 11307**

(5) Domenici (for Dole and Long) unprinted amendment No. 998, modifying the date by which the Senate Committee on Finance and the House Committee on Ways and Means must report tax increase and entitlement spending cut legislation.

**Page 11308**

(6) Domenici (for Chiles and Rudman), providing an increase of $135,000,000 over current policy for amendment No. 99 Federal law enforcement agencies (FBI, Drug Enforcement Agency, and Immigration and Naturalization Service—Function 750).

**Page 11308**

Rejected:

(1) Proxmire unprinted amendment No. 979, to reduce the budget deficit for fiscal year 1983.

**Page 11217**

(2) Proxmire unprinted amendment No. 980, to reduce levels of Federal credit activity.

**Page 11218**

(3) By 44 yeas to 50 nays, Hollings unprinted amendment No. 981, to restore funds for the Women, Infants and Children Feeding Program.

**Page 11230**

(4) Domenici unprinted amendment No. 983 (to Sasser Amendment No. 1492), perfecting, to restore annual cost-of-living adjustments to railroad retirees (By 53 yeas to 44 nays, Senate tabled the amendment.)

**Page 11230**

(5) Robert C. Byrd unprinted amendment No 984, to add additional funds for supplemental unemployment benefits. (By 52 yeas to 42 nays, Senate tabled the amendment.)

**Page 11236**

(6) By 41 yeas to 53 nays, Moynihan unprinted amendment No. 985, to add funds for the Environmental Protection Agency's Superfund to clean up hazardous waste dumps.

**Page 11246**

(7) Hawkins unprinted amendment No. 986, to add cost-of-living increases for military and civilian retirees and provide for an equivalent decrease in defense spending. (By 51 yeas to 42 nays, 1 voting present, Senate tabled the amendment.)

**Page 11253**

(8) By 43 yeas to 51 nays, DeConcini unprinted amendment No. 987, to increase the savings called for in Function 920 through increased debt collection in fiscal years 1983–1985 and increased savings in waste, fraud and abuse.

**Page 11265**

(9) DeConcini unprinted amendment No. 988, to restore funding for cost-of-living adjustments in compensation benefits for service-connected disabled veterans and the survivors of those who have

died from service-connected causes and in Veterans Administration pension benefits for certain low-income wartime disabled or elderly veterans and certain survivors. (By 49 yeas to 45 nays, Senate tabled the amendment.)

**Page 11258**

(10) By 34 yeas to 57 nays, 1 voting present, Moynihan-Burdick unprinted amendment No. 990, to provide further subsidy for 2nd, 3rd and 4th class mail.

**Page 11267**

(11) By 43 yeas to 49 nays, Mattingly unprinted amendment No. 991, to provide for future adjustments of revenue levels.

**Page 11269**

(12) Dixon unprinted amendment No. 992, to reduce funds for foreign aid. (By 60 yeas to 32 nays, Senate tabled the amendment.)

**Page 11272**

(13) By 34 yeas to 56 nays, Eagleton unprinted amendment No. 993, to express the sense of the Senate with respect to the repeal of the indexing provisions enacted under the Economic Recovery Act of 1981.

**Page 11277**

(14) Johnston unprinted amendment No. 944, in the nature of a substitute. (By 70 yeas to 21 nays, Senate tabled the amendment.)

**Page 11288**

(15) Riegle unprinted amendment No. 996, to restore the cost of living adjustment for retired civil service and retired military employees for fiscal year 1983. (By 47 yeas to 43 nays, Senate tabled the amendment.)

**Page 11301**

(16) Riegle unprinted amendment No. 997, to reduce funds for defense functions and increase funds for education, training employment, social services and health, and income security. (By 61 yeas to 30 nays, Senate tabled the amendment.)

**Page 11305**

By 61 yeas to 30 nays, Senate tabled a modified motion to recommit the concurrent resolution to the Committee on the Budget, with instructions.

**Page 11286**

**Pages 11216–11344**

**Energy Emergency Preparedness—Agreement:** A unanimous consent agreeement was reached providing for consideration of S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program. **Page 11369**

**Executive Reports:** Senate received the following executive report:

Treaty Doc. No. 97–2, Protocol to the Agreement on the Importation of Educational, Scientific and Cultural Materials, adopted at Nairobi on November 26, 1976, and opened for signature at the United Nations on March 1, 1977 (Ex. Rept. No. 97–53).

**Page 11354**

**Confirmations:** Senate confirmed the following nominations:

Admiral James D. Watkins, U.S. Navy, for appointment as Chief of Naval Operations in the Department of the Navy.

One Army nomination in the rank of General

Two Air Force nominations in the rank of General

Routine lists of nominations in the Army, Navy, Air Force, and Marine Corps.

**Page 11370**

**Nominations:**

**Confirmations:** Senate received the following nominations:

One Army nomination in the grade of General.

Routine list of Navy nominations.

**Page 11377**

**Messages From the President:** **Page 11354**

**Messages From the House:** **Page 11354**

**Measures Referred:** **Page 11354**

**Measures Ordered Placed on Calendar:** **Page 11354**

**Statements on Introduced Bills:** **Page 11355**

**Notices of Hearings:** **Page 11356**

**Committee Authority To Meet:** **Pages 11357–11358**

**Additional Statements:** **Pages 11357–11369**

**Nominations:** **Pages 11371–11372**

**Confirmations:** **Page 11377**

**Record Votes:** Seventeen record votes were taken today. (Total—153)

**Pages 11220, 11234, 11242, 11252, 11256, 11265, 11266, 11269, 11272–11273, 11276, 11284, 11286, 11296, 11305, 11306, 11339**

**Recess:** Senate convened at 9 a.m., and recessed at 10:21 p.m., until 12 noon, on Monday, May 24, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 11371–11372.)

## *Committee Meetings*

### FEDERAL CROP INSURANCE PROGRAM

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded oversight hearings on the implementation of the Federal Crop Insurance program of the Department of Agriculture, after receiving testimony from Mike Felt, American Association of Crop Insurers, and Crop Hail Management, Kalispell, Montana; John Joyce, American Association of Crop Insurers, and National Farmers Union Crop Insurance Department, Cedar Rapids, Iowa; Bland Lee, and Robert Taylor, both of the

Old Republic Life Insurance Company, Chicago, Illinois; Neal Miesbach, Professional Insurance Agents, Omaha, Nebraska; Charles Baxter, Farm Bureau Mutual Insurance Company, Inc., Manhattan, Kansas, on behalf of the National Association of Independent Insurers; Daniel J. Morrissey, Farm Agribusiness Committee, Independent Insurance Agents of America, Genessee, Illinois; William Bracey, National Association of Crop Insurance Agents, Blytheville, Arkansas; Ernest L. Ross, E. L. Ross, Inc., Enfield, North Carolina; Peter Risbrudt, C. A. Member Service Corporation, and Cliff Ouse, Communicating for Agriculture, both of Fergus Falls, Minnesota; and William Prichard, Louisville, Georgia.

## OIL PIPELINE TRANSPORTATION RATES

*Committee on Energy and Natural Resources:* Subcommittee on Energy Regulation held hearings on S. 1626, removing the requirement for Federal regulation to allow the competitive market system to establish petroleum pipeline transportation rates while maintaining safeguards to protect the industry and consumers against unlawful discrimination, receiving testimony from Jan W. Mares, Acting Deputy Under Secretary, and C. M. Butler, Chairman, Federal Energy Regulatory Commission, both of the Department of Energy; William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Christopher DeMuth, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; C. Deming Cowles, Director of State and Federal Relations, Office of the Governor of Alaska, Juneau; Dean B. Taylor, Association of Oil Piplelines, Thomas Van Arsdall, National Council of Farmer Cooperatives, Robert E. Thomas, MAPCO, Inc., Keith E. Bailey, Williams Pipeline Company, and Edwin J. Dryer, Independent Refiners Association of America, all of Washington, D.C.; John Dee Roper, Koch Refining Company, Wichita, Kansas; and John F. Anderson, Farmland Industries, Inc., Kansas City Missouri.

Hearings were recessed subject to call.

## MISCELLANEOUS TAX PROPOSALS

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on the following miscellaneous tax proposals:

S. 2424, allowing taxpayers a tax credit for a portion of home health care expenses incurred in caring for elderly family members, after receiving testimony from Senator Jepsen; Martha Fenchak, Chronic Organic Brain Syndrome Society of Pennsylvania, West Mifflin; Richard Wilson, Oregon Council of Seniors, Salem; and Monsignor Charles J. Fahey, National Conference of Catholic Charities, New York City;

S. 2075, increasing the yield on United States savings bonds to a level competitive with the yield on 52-week Treasury bills, after receiving testimony from Representative Roth; Rudy E. Small, Green Bay, Wisconsin; and Jerry M. Hiegel, Oscar Mayer Foods Corporation, Madison, Wisconsin;

S. 1485, providing that certain amendments to the Revenue Act of 1978 permitting investment tax credits for single purpose agricultural or horticultural structures for taxable years ending after August 15, 1971, would apply to closed taxable years if application for credit refund is made within one year of the bill's enactment, after receiving testimony from Franklin P. Perdue, Perdue Farms, Inc., Salisbury, Maryland, on behalf of Delmarva Poultry Industry, Inc., D. B. Wright, Cranbury, New Jersey, on behalf of the Society of American Florists; John W. Kling, Kling's Livestock, Inc., Wyoming, Delaware, on behalf of Delaware Park Producers Association, and the National Park Producers Council; and Alvin J. Geske, Davis & McLeod, Washington, D.C., on behalf of the United Egg Producers; and

S. 2425, revising certain tax rules applicable to tax-exempt mortgage subsidy bonds and making tax-exempt bonds available for certain residential rental property, after receiving testimony from Robert Knight, Commissioner for the City of Wichita, Kansas, on behalf of the National League of Cities; Robert Moyer, Delaware State Housing Authority, Dover, on behalf of the Council of State Housing Agencies; Jack Ams, Government Affairs Division, National Association of Realtors, and John Koelmij, National Association of Home Builders, both of Washington, D.C.

Testimony was also received on all the aforementioned bills from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy.

## ENERGY RESILIENCY

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded hearings on the resiliency of the Nation's energy supply and distribution systems to physical disruptions caused by major accidents, natural disasters, sabotage or terrorism, after receiving testimony from William A. Vaughan, Assistant Secretary of Energy for Environmental Protection, Safety, and Emergency Preparedness; Richard D. Furiga, Director of Strategic Petroleum Reserves, Department of Energy; Robert H. Kupperman, Center for Strategic and International Studies, Georgetown University, and Victor Maggio, International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers, and Helpers, both of Washington, D.C.; Amory and Hunter Lovins, Environmental Studies Program, Dartmouth College, Hanover, New Hampshire; Arthur Albertson, Chicago Bridge and Iron Company, Oak Brook, Illinois; John Stevenson, National Corn Growers Association, Circleville, Ohio; and Don Handy, Illinois Alcohol Fuels Association, Springfield.

### BUSINESS MEETING

*Committee on the Judiciary:* Subcommittee on Courts approved for full committee consideration the following measures:

An original bill providing for additional judicial positions for the courts of appeal and district courts of the United States;

S. 1531, providing greater discretion to the U.S. Supreme Court in selecting cases it will review;

S. 1532, entitling defendants and Government attorneys in criminal cases, or parties in civil cases, to conduct the examination of prospective jurors, with an amendment; and

S. 2297, revising certain provisions of the Bankruptcy Reform Act of 1978, to protect the interests of shopping centers and their tenants in the event of a bankruptcy, with an amendment in the nature of a substitute.

### AUTHORIZATIONS—FEC/SMITHSONIAN INSTITUTION AND MISCELLANEOUS MEASURES

*Committee on Rules and Administration:* Committee approved for reporting the following measures:

H.R. 6256, authorizing funds for fiscal year 1983 for the Federal Elections Commission;

S. 2102, authorizing funds to the Board of Regents of the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern Art, with an amendment;

S. 2390, authorizing funds for fiscal years 1983, 1984, and 1985 for the National Museum of the Smithsonian Institution to assist museums with the study of museum problems and opportunities, with an amendment;

H.R. 6132, relating to the adjustment of the rate of interest paid on funds of the Smithsonian Institution deposited with the U.S. Treasury, in lieu of S. 2391;

S.J. Res. 194, providing for the appointment of Nancy Hanks as a Citizen Regent of the Board of Regents of the Smithsonian Institution;

An original bill (S. 2582) providing for an increase on the amount of interest paid on the money of the Oliver Wendell Holmes Devise Fund deposited with the U.S. Treasury;

An original resolution (S. Res. 401) increasing the limitation on expenditures by the Committee on Appropriations for the procurement of consultants and the training of professional staff;

An original resolution (S. Res. 402) authorizing the printing of additional copies of the Committee on Foreign Relations committee print entitled "NATO Today: The Alliance in Evolution" as a Senate document;

S. Res. 342, authorizing the printing of "Background Information on the Committee on Foreign Relations, United States Senate" as a Senate document; and

Three original resolutions, (S. Res. 403, 404, and 405,) each to pay a gratuity to the survivors of certain deceased Senate employees.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 11 public bills, H.R. 6457–6467; and resolutions, H. Con. Res. 348, and H. Res. 478 were introduced.

Pages 11169–11170

**Bills Reported:** Reports were filed as follows:

H. Res. 477, providing for the consideration of the concurrent resolution (H. Con. Res. 345) revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985 (H. Rept. 97–583); and

H.R. 4903, granting the consent of the Congress to an interstate compact between the States of Mississippi and Louisiana establishing a commission to study the feasability of rapid rail transit service between the two States (H. Rept. 97–584).

Page 11169

**Journal:** By a yea-and-nay vote of 295 yeas to 32 nays with 2 voting "present", Roll No. 93, the House approved the Journal of Thursday, May 20.

Pages 11084–11085

**First Budget Resolution:** House completed all general debate on H. Con. Res. 345, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Monday, May 24.

By a yea-and-nay vote of 342 yeas with 2 voting "present", Roll No. 94, the House agreed to resolve itself into the Committee of the Whole.

H. Res. 477, the rule under which the resolution is being considered, was agreed to earlier by a voice vote.

Pages 11085–11165

**Subcommittee To Sit:** Subcommittee on Administrative Law and Governmental Relations of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, May 26.

**Page 11164**

**Budget Amendments:** All Members received permission to have until 7:30 p.m. today to refile amendments and substitute amendments on H. Con. Res. 345 First Concurrent Resolution on the Budget for fiscal year 1983.

**Page 11165**

**Referrals:** Four Senate-passed measures were referred to the appropriate House committees.

**Page 11169**

**Adjournment:** Met at 10 a.m. and adjourned at 6:57 p.m.

## *Committee Meetings*

### INTERIOR APPROPRIATONS

*Committee on Appropriations:* Subcommittee on Interior continued hearings on the National Endowment for the Arts. Testimony was heard from public witnesses.

### APPLIANCE ENERGY EFFICIENCY STANDARDS; ENERGY POLICY AND CONSERVATION AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on appliance energy efficiency standards and concluded hearings on H.R. 6202, to amend the Energy Policy and Conservation Act to eliminate premption of a State's authority to establish or enforce any energy efficiency standard or similar requirement if a Federal energy efficiency standard has not been established. Testimony was heard from the following officials of the Department of Energy: Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy and Tenney Johnson, General Counsel; from representatives of the GAO; Angelo Orazio, Assemblyman, New York and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action S. 1519, to designate certain national wildlife refuge lands.

Prior to this action, the Subcommittee held a hearing on S. 1519 and on the following bills: H.R. 5627, to direct the Secretary of the Interior to release certain restrictions contained in a previous conveyance of land to the State of Florida and to allow the State of Florida to purchase the mineral interests of the United States in such land, and H.R. 5652, to authorize and direct the Secretary of the Interior to convey certain real property to the Pershing County Water Conservation District. Testimony was heard from Representative Hutto; from the following officials of the Department of the Interior: Arnold E. Petty, Deputy Director for Management Services, Bureau of Land Management; Robert Broadbent, Commissioner, Bureau of Reclamation and Robert Gilmore, Acting Deputy Associate Director, National Wildlife Refuge System, Fish and Wildlife Service and a public witness.

### FIRST CONCURRENT BUDGET RESOLUTION

*Committee on Rules:* Granted a rule providing for the consideration of H. Con. Res. 345, revising the congressional budget for the U.S. Government for the fiscal year 1982 and setting forth the congressional budget for the U.S. Government for the fiscal years 1983, 1984, and 1985.

On May 20, the Committee held a hearing on the resolution. Testimony was heard from Representatives Jones of Oklahoma, Obey, Simon, Solarz, Wirth, Panetta, Aspin, Downey, Mineta, Gramm, Whitten, Conyers, Roe, Ottinger, Fauntroy, Schroeder, Hughes, Studds, Miller of California, Fowler, Oakar, Pease, Weiss, Hoyer, Barnes, Latta, Regula, Frenzel, Martin of North Carolina, Bethune, Leach of Iowa, Tauke, Johnston, Archer, Clausen, Rousselot, Pritchard, Dannemeyer, Walker, Parris and Wolf.

### SOCIAL SECURITY DISABILITY

*Select Committee on Aging:* Held a hearing on social security disability: cessations and denials. Testimony was heard from the following Administrative Law Judges, Office of Hearings and Appeals, Social Security Administration, Department of Health and Human Services: Judge Chester Shatz, Massachusetts and Conrad Ziegler, North Dakota; Marion Woods, Director, Department of Social Services, California; from the following Disability Examiners, Office of Disability Determinations, Department of Social Services, New York: Robert Kanner and Miriam Campobasso and public witnesses.

## *Joint Meetings*

### CONSUMER PRICE INDEX

*Joint Economic Committee:* Committee held hearings on the Consumer Price Index figures for the month of April, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor; and Norman Ture, Under Secretary of the Treasury for Tax and Economic Affairs.

### NATIONAL SECURITY

*Joint Hearing:* Senate Committees on Armed Services and Appropriations' Subcommittee on Defense and House Committees on Armed Services and Appropriations' Subcommittee on Defense, met in closed session to receive a briefing on national security policy from William P. Clark, Assistant to the President for National Security Affairs, and Thomas C. Reed, Consultant, both of the National Security Council.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, May 24, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 11409–11459*

**Bills Introduced:** Three bills and two resolutions were introduced, as follows: S. 2562–2564, S. Con. Res. 99, and S. Res. 397.

Pages 11444–11445

**Measures Passed:**

*African Development Fund:* Senate passed with amendments S. 2398, authorizing funds for increased participation by the United States in the African Development Bank.

Pages 11455–11456

*National Federation of Music Clubs:* Senate passed with an amendment, S. 2317, granting a Federal Charter to the National Federation of Music Clubs.

Pages 11456–11457

*American Council of Learned Societies:* Senate passed H.R. 4769, granting a Federal Charter to the American Council of Learned Societies.

Page 11457

**Relief of Certain Newspapers—Action Rescinded:** Senate passed H.R. 1231, providing for settlement and adjustment of the claims of certain named newspapers for advertising expenses.

Passage was rescinded and the measure was returned to the calendar.

Page 11457

**Urgent Supplemental appropriations, 1982:** By unanimous consent, the Majority Leader was authorized to call up H.R. 5922, Urgent Supplemental Appropriations, 1982, and to lay the bill aside at any time.

Pages 11457–11458

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until Tuesday, May 26.

Page 11458

**Authority To Sign Measures:** The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Tuesday, May 26.

Page 11458

**Confirmations:** Senate confirmed routine lists of Public Health Service nominations.

Page 11461

**Nominations:** Senate received the following nominations:

George Q. Lumsden, Jr., of Maryland, to be Ambassador to the United Arab Emirates.

Thomas P. Jackson, to be United States District Judge for the District of Columbia.

Stephen A. Sharp, of Virginia, to be a Member of the Federal Communications Commission.

George Carey, of Virginia, and Ellis Sandoz, of Louisiana, each to be a Member of the National Council on the Humanities.

Routine lists in the Public Health Service.

Routine lists in the National Oceanic and Atmospheric Administration.

Routine lists in the Army and Navy.

Pages 11459–11461

**Presidential Message:** Senate received a message from the President transmitting proposed legislation for the reorganization of Federal energy activities, which was referred to the Committee on Governmental Affairs (PM–139).

Pages 11441–11442

**Messages From the President:** Page 11442

**Messages From the House:** Page 11442

**Measures Referred:** Page 11442

**Communications:** Pages 11442–11443

**Statements on Introduced Bills:** Page 11444

**Amendments Submitted for Printing:** Page 11446

**Committee Authority To Meet:** Page 11446

**Additional Statements:** Pages 11447–11451

**Nominations:** Pages 11459–11461

**Confirmations:** Page 11461

**Adjournment:** Senate convened at 12 noon, and adjourned at 5:38 p.m., until 10:30 a.m., on Tuesday, May 25, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 11458.)

## *Committee Meetings*

### FOREST SURVEYS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Forestry, Water Resources, and Environment concluded hearings on S. 1187, transferring authority to conduct national forest system boundary surveys from the Bureau of Land Management, Department of the Interior, to the U.S. Forest Service, Department of Agriculture, after receiving testimony from Senator Schmitt; Raymond M. Housley, Deputy Chief, National Forest Service, Department of Agriculture; and Tom O. McCullough, Albany, Oregon, representing the American Congress on Surveying and Mapping.

## APPROPRIATIONS—INDEPENDENT AGENCIES

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1983 for the Federal Emergency Management Agency, Selective Service System, National Aeronautics and Space Administration, National Science Foundation, Veterans' Administration, and the Environmental Protection Agency, receiving testimony from numerous public witnesses.

Hearings continue on tomorrow.

## START

*Committee on Armed Services:* Committee met in closed session to receive a briefing on the proposed strategic arms reduction talks (START) from Rear Admiral Jonathan T. Howe, Director of the Bureau of Politico-Military Affairs, Department of State; and Richard N. Perle, Assistant Secretary of Defense for International Security Policy.

Committee recessed subject to call.

## AIRPORT DEVELOPMENT AUTHORIZATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation concluded hearings on proposed committee amendments to S. 508, Airport and Airway System Development Act of 1981 (pending on Senate Calendar), extending the funding level through fiscal year 1987 for airport improvement and development programs, after receiving testimony from Drew Lewis, Secretary of Transportation; J. Lynn Helms, Administrator, Federal Aviation Administration, and John H. Gibbons, Director, Office of Technology Assessment; Paul Ignatius, Air Transport Association, Duane Ekedahl, Regional Air Carriers Association, Lawrence Burian, National Air Transportation Association, Inc., Donald Reilly, and Jack Corbett, both of the Airport Operators Council International, Inc., Edward Stimpson, General Aviation Manufacturers Association, Fred B. McIntosh, National Business Aircraft Association, Lawrence Graves, Aircraft Operators and Pilots Association, and Howard Johannssen, Professional Airways Systems Specialists, all of Washington, D.C.; Daniel C. Orcutt, Indianapolis Airport, Indianapolis, Indiana, representing the American Association of Airport Executives; A. L. McMillan, Houston Intercontinental Airport, Houston, Texas, representing Houston, Kansas City, New Orleans, State of Maryland, and Puerto Rico Ports Authority; and Lawrence Cushing, National Association of Air Traffic Specialists, Wheaton, Maryland.

## PUBLIC UTILITIES

*Committee on Energy and Natural Resources:* Subcommittee on Energy Regulation resumed hearings on S. 1885, to place electric utilities, including members of registered holding company systems, on the same basis as nonutilities to encourage their investment in cogeneration and small power production facilities, focusing on committee amendment No. 1452, in the nature of a substitute, relating to avoided costs and interconnection provisions of the Public Utility Regulatory Policies Act (P.L. 95–617), receiving testimony from Ed Berlin, American Electric Power Corporation, Columbus, Ohio, Peter Garam, Consolidated Edison Company of New York, New York City, Glenn Bjorklund, Southern California Edison, Rosemead, and Fred Webber, Washington, D.C., all on behalf of the Edison Electric Institute; Gordon Marker, National Alliance for Hydroelectric Energy, Michael Zimmer, Cogeneration Coalition, and Jay Kennedy, Electricity Consumers Resource Council, all of Washington, D.C.; Ronald J. Slinn, American Paper Institute, New York City; Allan Thompson, San Francisco, California, on behalf of the Independent Power Producers Association; Susan Shanaman, Pennsylvania Public Utility Commission, Harrisburg, on behalf of the National Association of Regulatory Utility Commissioners; and Peter Brown, Energy Law Institute, Concord, New Hampshire.

Hearings were recessed subject to call.

## AGRICULTURE TAXATION

*Committee on Finance:* Subcommittee on Energy and Agricultural Taxation concluded hearings on S. 1713, providing an exemption for farmers from capital gains taxation on the income received from the sale of easement rights, provided the funds are rolled over into the purchase of new farmland or used for capital improvements in the existing farm, after receiving testimony from William McKee, Tax Legislative Counsel, Department of the Treasury; Alan R. Musselman, Maryland Agricultural Land Preservation Foundation, representing the Maryland Department of Agriculture, Annapolis; and Douglas P. Wheeler, American Farmland Trust, Washington, D.C.

## VERSAILLES SUMMIT

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the Administration's preparations for the forthcoming Versailles Economic Summit (June 4–6, 1982) from Robert Hormats, Assistant Secretary of State for Economic and Business Affairs, and H. Allen Holmes, Acting Assistant Secretary of State for European Affairs.

### UNFAIR FOREIGN PRODUCTS COMPETITION

*Committee on the Judiciary:* Committee held hearings on S. 2167, and S. 2517, bills providing economic relief to American industries and companies injured by foreign products being dumped or sold on the American market at less than fair value, receiving testimony from Laird Patterson, representing Bethlehem Steel Corporation, John J. Sheehan, United Steelworkers of America, Peter Ehrenhaft, Hughes, Hubbard & Reed, Bart Fisher, Patton, Boggs & Blow, Sandy Siereck, Beveridge & Diamond, and Richard Cunningham, Steptoe & Johnson, all of Washington, D.C.; Dominic King, U.S. Steel Corporation, and William Knoell, Cyclops Corporation, both of Pittsburgh, Pennsylvania; A. J. Leaderman, Rockland Industries, Inc., Brooklandville, Maryland; Walter J. Ousterman, Kaiser Cement Corporation, Oakland, California; County Commissioner Edward M. Paluso, Washington County, Pennsylvania; Mayor Martin Schulte, Midland, Pennsylvania; Jefferson County Commissioner Chriss Doss, Birmingham, Alabama; and Mayor Steven Means, Gadsden, Alabama.

Hearings were recessed subject to call.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community but made no announcements.

Committee will meet again on Wednesday, May 26.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 4 public bills, H.R. 6468–6471; 3 private bills, H.R. 6472–6474; and 2 resolutions, H. Con. Res. 349, and H. Res. 479 were introduced.

**Page 11549**

**Journal:** By a yea-and-nay vote of 329 yeas to 30 nays, with 1 voting "present", Roll No. 95, the House approved the Journal of Friday, May 21.

**Page 11462**

**Lyndon Baines Johnson Library:** House agreed to H. Res. 453, authorizing the transfer of original documents of the House of Representatives to the Lyndon Baines Johnson Library.

**Page 11462**

**First Budget Resolution:** House continued consideration of H. Con. Res. 345, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, May 25.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $797.4 billion in budget authority, $701.75 billion in outlays, with a deficit of zero.

Rejected:

An amendment in the nature of a substitute that sought to set fiscal year 1983 levels at $739.5 billion in budget authority, $754.4 billion in outlays, with a deficit of $109.4 billion (rejected by a recorded vote of 181 ayes to 225 noes, Roll No. 96);

An amendment in the nature of a substitute that sought to set fiscal year 1983 levels at $816.6 billion in budget authority, $781.1 billion in outlays, with a deficit of $98.7 billion (rejected by a recorded vote of 152 ayes to 268 noes, with 1 voting "present", Roll No. 97); and

An amendment in the nature of a substitute, as amended, that sought to set fiscal year 1983 levels at $831.37 billion in budget authority, $808.797 billion in outlays, with a deficit of $97.797 billion (rejected by a recorded vote of 86 ayes to 322 noes, Roll No. 98).

**Pages 11467–11544**

**Presidential Message—Energy:** Received and read a message from the President wherein he transmits the proposed Federal Energy Reorganization Act of 1982—referred to the Committee on Energy and Commerce and the Committee on Government Operations and ordered printed (H. Doc. 97–184).

**Page 11544**

**Referrals:** Four Senate-passed measures were referred to the appropriate House committees.

**Page 11548**

**Adjournment:** Met at noon and adjourned at 8:47 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1983 reprogrammings (Air Force). Testimony was heard from departmental witnesses.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Office of Territories and Trust Territories. Testimony was heard from Pedro Sanjuan, Assistant Secretary of the Interior for Territorial and International Affairs.

Hearings continue tomorrow.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 5686, Irish Wilderness Act of 1982; H.R. 6011, to designate certain lands in the Bankhead National Forest, Alabama, as a wilderness area and to incorporate such wilderness area into the Sipsey Wilderness and H.R. 6428, to designate certain lands in the Talladega National Forest, Ala., as a wilderness area. Testimony was heard from Representatives Volkmer, Bailey of Missouri; Flippo and Nichols; R. Max Peterson, Chief, Forest Service, USDA and public witnesses.

### UPPER COLORADO RIVER STORAGE PROJECT

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources approved for full Committee action H.R. 4483, to provide for confirmation of the repayment contract of the Dallas Creek participating project of the Upper Colorado River storage project.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from departmental and public witnesses.

### OVERSIGHT—SPACE TELESCOPE

*Committee on Science and Technology:* Subcommittee on Space Science and Applications held an oversight hearing on Space Telescope. Testimony was heard from the following officials of NASA: Dr. Burton Edelson, Associate Administrator for Space Science and Applications and Dr. Franklin D. Martin, Director, Astrophysics Division, Office of Space Science and Applications and public witnesses.

Hearings continue tomorrow.

### CORPORATE TAKEOVER TAX ACT

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on H.R. 6295, Corporate Takeover Tax Act of 1982. Testimony was heard from Members of Congress; David Glickman, Deputy Assistant Secretary of the Treasury for Tax Legislation and public witnesses.

### TRADE IN SERVICE AND HIGH TECHNOLOGY PRODUCTS

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on trade in service and high technology products. Testimony was heard from Representatives Stark, Shannon, Edwards of California and Florio; David R. Macdonald, Deputy U.S. Trade Representative; Lionel Olmer, Under Secretary of Commerce for International Trade and public witnesses.

## *Tuesday, May 25, 1982*

# Senate

## *Chamber Action*

***Routine Proceedings, pages 11583–11652***

**Bills Introduced:** Seven bills and one resolution were introduced, as follows: S. 2565–2571 and S. Res. 398.

**Pages 11609–11610**

**Bills Reported:** Reports were made as follows:

H.R. 1952, authorizing funds for fiscal years 1983, 1984, and 1985 for certain conservation programs on military reservations and public lands, with amendments (S. Rept. No. 97–413).

S. 1593, revising and clarifying U.S. regulation of international liner shipping in the U.S. foreign trade, with an amendment in the nature of a substitute (with additional views) (S. Rept. No. 97–414).

S. 1660, validating certain oil placer claims in Hot Springs County, Wyoming, with an amendment in the nature of a substitute (S. Rept. No. 97–415).

S. 2034, designating the lock and dam known as the Jones Bluff Lock and Dam, located on the Alabama River, as the "Robert F. Henry Lock and Dam" (S. Rept. No. 97–416).

H.R. 3126, providing for the documentation of certain vessels operated by the U.S. Coast Guard as vessels of the United States entitled to engage in the coastwise trade, with an amendment in the nature of a substitute.

S. Res. 387, acclaiming the "New World Festival of the Arts," to be held June 4–26, 1982, throughout greater Miami and Dade County, Florida, as a major cultural and artistic event.

S.J. Res. 133, designating August 14, 1982, as "National Navajo Code Talkers Day."

S.J. Res. 162, designating the week of June 20–27, 1982, as "National Safety in the Workplace Week."

S.J. Res. 190, designating the week of November 21–27, 1982, as "National Family Week."

S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965, with an amendment in the nature of a substitute (with additional and minority views) (S. Rept. No. 97–417).

**Page 11609**

**Urgent Supplemental Appropriations,** 1982: Senate began consideration of H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, modifying certain committee amendments thereto, and taking action on amendments proposed there, as follows:

Senate tabled Armstrong unprinted amendment No. 1000 to the first committee amendment (on page 2, lines 11–12), to provide that none of the funds appropriated by the Act may be used for enforcement of certain statutes related to the Davis-Bacon Act.

**Page 11642**

By a division, the first committee amendment (on page 2, lines 11–12) was agreed to.

**Page 11646**

By a division, the second committee amendment (on page 3, line 10) was agreed to.

**Page 11648**

A motion to close further debate was entered and, in accordance with Senate Rule XXII, a vote on such motion will occur on Thursday, May 27.

**Page 11651**

Senate will continue consideration of the bill and amendments thereto on Wednesday, May 26.

**Pages 11634–11651**

**Energy Emergency Preparedness—Agreement:** A unanimous consent agreement was reached providing for consideration on Wednesday, May 26, of S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program.

**Page 11634**

**Statements on Introduced Bills:** **Pages 11609–11618**

**Amendments Submitted for Printing:** **Page 11621**

**Notices of Hearings:** **Page 11621**

**Committee Authority To Meet:** **Page 11621**

**Additional Statements:** **Pages 11621–11634**

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:16 p.m. until 8:45 a.m., on Wednesday, May 26, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 11652.)

## *Committee Meetings*

### RURAL ENERGY POLICY

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Rural Development, Oversight, and Investigations held oversight hearings to review the energy needs of rural communities, receiving testimony from Richard Balzhiser, Electric Power Research Institute, Palo Alto, California; Robert D. Partridge, National Rural Electric Cooperative Association, and A. Denny Ellerman, National Coal Association, both of Washington, D.C.; James L. Grahl, Basin Electric Power Co-op, Inc., Bismarck, North Dakota; and Sherwood H. Smith, Jr., American Nuclear Energy Council, and Carolina Power and Light, Raleigh.

Hearings continue tomorrow.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on the alternate fighter engine, receiving testimony from Lt. General Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development and Acquisition, and Major General Robert Russ, Director of Operations Requirements, and Major General James H. Marshall, Director of Development and Production, both of the Office of the Deputy Chief of Air Force Staff for Research, Development and Acquisition; Robert J. Carlson, Frank W. McAbee, and Leonard L. DeSantis, all of Pratt and Whitney Aircraft Group, Washington, D.C.; and James N. Krebs, Lynn, Massachusetts, and George H. Ward, Evendale, Ohio, both on behalf of the General Electric Company Aircraft Engine Business Group and Military Engine Program Operations.

Subcommittee will meet again on Thursday, May 27.

### APPROPRIATIONS—INDEPENDENT AGENCIES

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies concluded hearings on proposed budget estimates for fiscal year 1983 for the Environmental Protection Agency, and certain programs of the Department of Housing and Urban Development, after receiving testimony from Senators Stafford and Chafee, and numerous public witnesses.

### APPROPRIATIONS—FTC AND FBI

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Federal Trade Commission from James C. Miller III, Chairman, who was accompanied by several of his associates, all of the FTC.

Also, the subcommittee held closed hearings on proposed budget estimates for fiscal year 1983 for the Federal Bureau of Investigation, Department of Justice, receiving testimony from William H. Webster, Director, who was accompanied by several of his associates, all of the FBI.

Subcommittee will meet again on Thursday, May 27.

### SECURITIES MARKET

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on securities held oversight hearings to examine recent disturbances in the U.S. Government securities market, receiving testimony from Mark Stalnecker, Deputy Assistant Secretary of the

Treasury for Federal Finance; and Anthony Solomon, Federal Reserve Bank of New York, and Donald Malawsky, Regional Administrator, New York Regional Office, Securities and Exchange Commission, both of New York City.

Hearings were recessed subject to call.

## CANADIAN CARGO DIVERSION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Merchant Marine concluded hearings on S. 2414, extending Federal Maritime Commission jurisdiction to intermodal shipments of cargo to and from the United States transported through Canadian ports, and requiring the filing of tariffs for such shipments, after receiving testimony from Judith Connor, Assistant Secretary of Transportation for Policy and International Affairs; C. Jonathan Benner, General Counsel, Federal Maritime Commission; John M. Brady, Chairman, Traffic Board of the North Atlantic Ports Association, and Thomas W. Gleason, International Longshoremen Association, both of New York City; Bernd E. Mueller, Ford Motor Company, Dearborn, Michigan; Joseph Auwers, Detroit Port Authority, Detroit, Michigan; Albert A. Almy, Michigan Farm Bureau, Lansing; Roger Wigin, the National Industrial Traffic League, Washington, D.C.; Peter Finnerty, Sea-Land Industries, Iseline, New Jersey; Louis Derome, Cast North America Ltds, Montreal, Quebec, Canada; Rino Moriconi, Massachusetts Port Authority, Boston; George Mohr, Delaware River Port Authority, Camden, New Jersey; and David Ziolkowski, Maryland Port Administration, Baltimore.

## ACID RAIN

*Committee on Environment and Public Works:* Committee held hearings to examine the chemical and meteorological effects of acid deposition (acid rain), receiving testimony from Kenneth L. Demerjian, Director, Meteorological and Assistance Division, Environmental Science Research Laboratory, Research Triangle Park, North Carolina, Environmental Protection Agency; L. A. Barrie, Atmospheric Environment Service, Downsview, Ontario, Canada; Roy R. Gould, Harvard School of Public Health, Boston, Massachusetts; Bruce Hicks, Atmosphere Turbulence and Diffusion Laboratory, Oak Ridge, Tennessee; John R. Holmes, California Air Resources Board, Sacramento; Volker Mohnen, Atmospheric Science and Research Center, Albany, New York; Michael Oppenheimer, Environmental Defense Fund, New York City; Kenneth Rahn, University of Rhode Island, Narragansett; and Jack Shannon, Argonne National Laboratory, Argonne, Illinois.

Hearings continue on Thursday, May 27.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

The nomination of Gregory J. Newell, of Virginia, to be Assistant Secretary of State for International Organization Affairs; and

S. Con. Res. 98, expressing the sense of the Congress on the occasion of the bicentennial of Thailand.

Also, the committee resumed markup of S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, but did not complete action thereon, and will meet again tomorrow.

## S.S. DISABILITY BENEFITS

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management held oversight hearings on Social Security disability terminations, focusing on the Social Security Administration's decision to accelerate the required review of disability eligibility, the continuing deficiencies in the system, and the resulting impact on claimants, receiving testimony from Paul B. Simmons, Deputy Commissioner for Programs and Policies, Rhoda Greenberg, Director, Office of Disability Programs, Louis Hayes and Beverly Bedwell, both Associate Commissioners, Office of Assessments, and Judge Francis J. O'Byrne, Sr., Chicago Office of Hearings and Appeals, all of the Social Security Administration; Donald Gonya, Assistant General Counsel, Office of Assessment, Department of Health and Human Services; Ethel A. Kage, Reed City, Michigan; Kathleen Grover, Holder and Grover, Portland, Maine; Jonathan M. Stein, Community Legal Services, Inc., Philadelphia, Pennsylvania; and Herbert L. Brown, Administrator, Tennessee Disability Determination Section, Nashville.

Hearings were recessed subject to call.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following resolutions:

S.J. Res. 162, designating the week of June 20–27, 1982, as "National Safety in the Workplace Week";

S.J. Res. 190, designating the week of November 21–27, 1982, as "National Family Week";

S. Res. 387, acclaiming the "New World Festival of the Arts", to be held June 4–26, 1982, throughout Greater Miami and Dade County, Florida, as a major cultural and artistic event; and

S.J. Res. 133, designating August 14, 1982, as "National Navajo Code Talkers Day".

Also, the committee resumed markup of S. 2222, revising and reforming U.S. immigration laws, but did not complete action thereon, and will meet again on Thursday, May 27.

## BUSINESS MEETING

*Committee on Labor and Human Resources:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 1182, improving the administration of the Longshoremen's and Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees.

Also, committee began markup of S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict, but did not complete action thereon, and will meet again on tomorrow.

## SENATE RADIO AND TV COVERAGE

*Committee on Rules and Administration:* Committee concluded hearings on a proposed resolution of regulations and/or rules changes needed to implement television and/or radio coverage of Senate proceedings, after receiving testimony from Robert M. Warner, Archivist of the United States; Brian P. Lamb, Cable Satellite Public Affairs Network (C-SPAN), and Ernie Schultz, Radio-Television News Directors Association, both of Washington, D.C.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 14 public bills, H.R. 6475–6488; 2 private bills, H.R. 6489–6490; and 7 resolutions, H.J. Res. 492–494, and H. Res. 480–483 were introduced.

**Pages 11780–11781**

**Bills Reported:** Reports were filed as follows:

H.R. 6337, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program (H. Rept. 97–585, filed on Monday, May 24);

S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles (H. Rept. 97–586); and

H.R. 6369, to provide a program of Federal supplemental unemployment compensation, amended (H. Rept. 97–587).

**Page 11780**

**Journal:** By a yea-and-nay vote of 371 yeas to 31 nays with 1 voting "present", Roll No. 99, the House approved the Journal of Monday, May 24.

**Page 11653**

**Foreign Fishing Vessels:** House passed S. 2535, to regulate the operation of foreign processing vessels within State waters.

Agreed to amendments recommended by the Committee on Merchant Marine and Fisheries.

**Pages 11654–11655**

**First Budget Resolution:** House continued consideration of H. Con. Res. 345, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal year 1983, 1984, and 1985; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, May 26.

Pending when the Committee of the Whole rose were the following three amendments in the nature of substitutes:

(1) An amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $805.2 billion in budget authority, $768.5 billion in outlays, with a deficit of $102.6 billion.

Earlier, rejected the following amendments to the preceding amendment:

An amendment that sought to express the sense of Congress that legislation should be enacted recommending changes in the Internal Revenue Code repealing or modifying 34 tax expenditures for the purpose of raising revenue (rejected by a recorded vote of 68 ayes to 342 noes, Roll No. 101); and

An amendment that sought to increase revenues by $7.5 billion in fiscal year 1983 which would have increased outlays for education training, employment and social services, the health function, and the income security function (rejected by a recorded vote of 175 ayes to 237 noes, Roll No. 103). Earlier, this amendment was made in order by unanimous consent.

(2) An amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $825.1 billion in budget authority, $772.6 billion in budget outlays, with a deficit of $96.8 billion.

Earlier, rejected an amendment to the preceding amendment that sought to set a level of tax expenditures at $273.1 billion (rejected by a recorded vote of 164 ayes to 246 noes, Roll No. 102).

(3) An amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $828.0 billion in budget authority, $780.6 billion in budget outlays, with a deficit of $103.9 billion.

Earlier, rejected an amendment to the preceding amendment that sought to reduce the revenue levels by $10.8 billion (rejected by a recorded vote of 178 ayes to 237 noes, Roll No. 104).

Rejected an amendment in the nature of a substitute that sought to set fiscal year 1983 levels at $797.4 billion in budget authority, $701.75 billion in outlays, with a deficit of zero (rejected by a recorded vote of 182 ayes to 242 noes, Roll No. 100).

**Pages 11654–11752**

**Adjournment:** Met at 10 a.m. and adjourned at 9:55 p.m.

## *Committee Meetings*

### FARM CRISIS ACT

*Committee on Agriculture:* Held a hearing on H.R. 6274, Farm Crisis Act of 1982. Testimony was heard from public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Readiness Command. Testimony was heard from Gen. Don A. Starry, Commander in Chief, Readiness Command and Lt. Gen. Robert C. Kingston, Commander, Rapid Deployment Joint Task Force.

### FOREIGN OPERATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Soviet and Cuban Activity in Central America and Caribbean. Testimony was heard from departmental witnesses.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on National Gallery of Arts, and the Commission on Fine Arts, and continued hearings on Office of Territories and Trust Territories. Testimony was heard from J. Carter Brown, Chairman, National Gallery of Arts and the Commission on Fine Arts; Pedro Sanjuan, Assistant Secretary of the Interior for Territorial and International Affairs; Janet McCoy, High Commissioner, Trust Territory of the Pacific Islands and other representatives of Trust entities.

### LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative Branch held a hearing on GPO Revolving Fund. Testimony was heard from Danford Sawyer, Jr., Public Printer, GPO and John J. Boyle, former Public Printer, GPO.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### MILITARY CONSTRUCTION AND MILITARY FAMILY HOUSING

*Committee on Armed Services:* Ordered reported H.R. 6451, Military Construction Codification Act.

### BANK EXPORT SERVICES ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulations, and Insurance concluded hearings on H.R. 6016, Bank Export Services Act. Testimony was heard from Representative Bonker; Richard T. McNamar, Deputy Secretary of the Treasury and public witnesses.

### OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of Federal workers. Testimony was heard from representatives of TVA.

Hearings continue June 8.

### INTERNATIONAL ECONOMIC SANCTIONS

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East and the Subcommittee on International Economic Policy and Trade held a joint hearing on effectiveness of International Economic Sanctions. Testimony was heard from Representative Findley; Ernest B. Johnston, Deputy Assistant Secretary of State, Bureau of Economic Affairs and public witnesses.

### HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations continued hearings on Religious Persecution as a Violation of Human Rights, Part III–The Baha'is. Testimony was heard from Representatives Derwinski and Stark and public witnesses.

### PUBLISHING OF CERTAIN GOVERNMENT INSTRUMENTS

*Committee on the Judiciary:* Subcommittee on Criminal Justice held a hearing on H.R. 4275, to amend section 504 of title 18, United States Code, to modify the restrictions placed upon the publishing of certain Government instruments. Testimony was heard from Representative McClory and public witnesses.

### MIGRATORY BIRD CONSERVATION FUND

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 6411, to extend until October 1, 1988, the authority for advances to the migratory bird conservation fund. Testimony was heard from Representatives Dingell, Lagomarsino and Conte; G. Ray Arnett, Assistant Secretary of the Interior for Fish and Wildlife and Parks and public witnesses.

### CAPITOL GROUNDS; GSA PUBLIC BUILDINGS POLICY

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved for full Committee action H.R. 6417, to amend Public Law 96–432 relating to the U.S. Capitol Grounds.

Prior to this action, the Subcommittee held a hearing on H.R. 6417 and H.R. 6398, to amend

Public Law 96–432 relating to the U.S. Capitol Grounds to authorize additional funds for the acquisition of property for addition to the U.S. Capitol Grounds. Testimony was heard from Representative Burgener and George M. White, Architect of the Capitol.

The Subcommittee also held a hearing on GSA Public Buildings Policy. Testimony was heard from Richard Haase, Commissioner, Public Buildings Service, GSA.

### OVERSIGHT

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology held an oversight hearing on the Administration's proposed 1983 dismantling of the U.S. Fire Administration. Testimony was heard from Representatives Collins of Illinois and Zeferetti; Fred A. Villella, Associate Director, Federal Emergency Management Agency and public witnesses.

### OVERSIGHT—SPACE TELESCOPE

*Committee on Science and Technology:* Subcommittee on Space Science and Applications concluded oversight hearings on Space Telescope. Testimony was heard from Dr. Franklin D. Martin, Director, Astrophysics Division, Office of Space Science and Applications, NASA.

### PUBLIC DEBT LIMIT

*Committee on Ways and Means:* Held a hearing on the public debt limit. Testimony was heard from Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance and public witnesses.

## *Joint Meeting*

### ECONOMIC SUMMIT

*Joint Economic Committee:* Committee held hearings on issues to be addressed at the Versailles Economic Summit (June 4–6, 1982), focusing on international impact of U.S. macroeconomic policy, receiving testimony from Meyer Rashish, Washington, D.C., and Richard Cooper, Harvard University, Cambridge, Massachusetts, both former Under Secretaries of State for Economic Affairs; and John Norris, Chase Econometrics, Bala Cynwyd, Pennsylvania.

Hearings continue on tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, May 26, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 11817–11973*

**Bills Introduced:** 13 bills and eight resolutions were introduced, as follows: S. 2572–2584, S. Con. Res. 101, and S. Res. 399–405.

Pages 11908–11909

**Bills Reported:** Reports were made as follows:

S. 2309, authorizing funds for fiscal years 1983, 1984, and 1985 to provide protection for endangered species of plants and animals, with amendments (S. Rept. No. 97–418).

S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, with amendments (with additional views) (S. Rept. No. 97–419).

S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir, in Wyoming, with amendments (S. Rept. No. 97–420).

S. 2574, authorizing funds through fiscal year 1986 for the Federal-aid highway program (S. Rept. No. 97–421).

S. Res. 399, waiving section 303(a) of the Congressional Budget Act of 1974 for consideration of S. 2574, above. Referred to the Committee on the Budget.

S. 2314, authorizing funds for fiscal years 1983, 1984, and 1985 for farm and rural development loan programs of the Farmers Home Administration, with an amendment in the nature of a substitute (S. Rept. No. 97–422).

S. 625, revising the boundary of Voyageurs National Park in the State of Minnesota, with amendments (S. Rept. No. 97–423).

S. 1540, revising the boundaries of the Saratoga National Park in New York, with amendments (S. Rept. No. 97–424).

S. 1777, establishing the permanent boundary of Acadia National Park on Isle au Haut off the Coast of Maine, with amendments (S. Rept. No. 97–425).

H.R. 1486, authorizing funds for the establishment of the Protection Island National Wildlife Refuge in Jefferson County, Washington, with amendments (S. Rept. No. 97–426).

S. 2576, extending the Safe Drinking Water Act for one year (S. Rept. No. 97–427).

S. 2577, authorizing funds for fiscal year 1983 for research and development programs conducted by the Environmental Protection Agency (S. Rept. No. 97–428).

S. 2581, authorizing funds for fiscal 1983 for international communication and educational and cultural exchange programs of the International Communication Agency (S. Rept. No. 97–429).

H.R. 3467, authorizing funds for fiscal years 1983 and 1984 for the U.S. Arms Control Agency, with an amendment in the nature of a substitute (S. Rept. No. 97–430).

S. 2582, providing for an increase on the amount of interest paid on the money of the Oliver Wendell

Holmes Devise Fund deposited with the U.S. Treasury (S. Rept. No. 97–431).

S. 2390, authorizing funds for fiscal years 1983, 1984, and 1985 for the National Museum of the Smithsonian Institution to assist museums with the study of museum problems and opportunities, with an amendment (S. Rept. No. 97–432).

S. 2102, authorizing funds to the Board of Regents of the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern Art, with an amendment (S. Rept. No. 97–433).

S.J. Res. 194, providing for the appointment of Nancy Hanks as a Citizen Regent of the Board of Regents of the Smithsonian Institution (S. Rept. No. 97–434).

S. Res. 342, authorizing the printing of "Background Information on the Committee on Foreign Relations, United States Senate," as a Senate document (S. Rept. No. 97–435).

S. Res. 401, increasing the limitation on expenditures by the Committee on Appropriations for the procurement of consultants and the training of professional staff (S. Rept. No. 97–436).

S. Res. 402, authorizing the printing of additional copies of the Committee on Foreign Relations committee print entitled "NATO Today: The Alliance in Evolution" as a Senate document (S. Rept. No. 97–437).

H.R. 6132, relating to the adjustment of the rate of interest paid on funds of the Smithsonian Institution deposited with the U.S. Treasury (S. Rept. No. 97–438).

H.R. 6256, authorizing funds for fiscal year 1983 for the Federal Elections Commission (S. Rept. No. 97–439).

S. Res. 403, S. Res. 404, and S. Res. 405, to pay gratuities to the survivors of certain deceased Senate employees.

S. Con. Res. 98, expressing the sense of the Congress on the occasion of the bicentennial of Thailand.

**Pages 11908-11909**

Measures Passed:

*Surplus Property/Criminal Justice Facilities:* Senate passed S. 1422, authorizing the Administrator of General Services to donate surplus Federal property to any State for the construction and modernization of criminal justice facilities, after agreeing to a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Robert C. Byrd (for Glenn) unprinted amendment No. 1010, providing that if the Attorney General determines that any surplus property transferred or conveyed pursuant to an agreement entered into between March 1, 1982, and enactment, was suitable for transfer or conveyance, the Administrator shall reimburse the transferee for any monetary consideration paid to the United States for such transfer or conveyance.

**Page 11901**

**Pages 11901-11904**

*Reimbursement of Civilian Medical Care Expenses:* Senate passed S. 836, providing for the reimbursement of civilian medical care expenses incurred by Staff Sergeant Anne M. Fisher while serving on active military duty.

**Page 11904**

*Settlement and Adjustment of Claims:* Senate passed H.R. 1231, providing for settlement and adjustment of the claims of certain named newspapers for advertising expenses.

**Pages 11904-11905**

*Reconsideration of Claim:* Senate passed H.R. 1608, providing for the reconsideration of a claim of Frieda Simonson against the German Democratic Republic.

**Page 11904**

*National Navajo Code Talkers Day:* Senate passed S.J. Res. 133, designating August 14, 1982, as "National Navajo Code Talkers Day."

**Page 11904**

*National Safety in the Workplace Week:* Senate passed S.J. Res. 162, designating the week of June 20–27, 1982, as "National Safety in the Workplace Week."

**Page 11094**

*National Family Week:* Senate passed S.J. Res. 190, designating the week of November 21–27, 1982, as "National Family Week."

**Page 11904**

*New World Festival of the Arts:* Senate agreed to S. Res. 387, acclaiming the "New York Festival of the Arts," to be held June 4–26, 1982, throughout Greater Miami and Dade County, Florida, as a major cultural and artistic event.

**Page 11905**

*Energy Emergency Preparedness:* By 88 yeas to 7 nays, Senate passed S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Adopted:

(1) McClure unprinted amendment No. 1001, of a technical and clarifying nature.

**Page 11843**

(2) McClure-Durenberger unprinted amendment No. 1002, of a clarifying nature.

**Page 11843**

(3) McClure unprinted amendment No. 1003, providing that information shall be of the types necessary to ascertain in the event of a shortage of petroleum products the effects of such shortage on public health, safety, and welfare.

Page 11845

(4) McClure-Durenberger unprinted amendment No. 1005, changing the date for the President to transmit a Strategic Petroleum Reserve Drawdown Plan from September 30, 1982 to December 1, 1982.

Page 11859

(5) D'Amato unprinted amendment No. 1008, providing for an analysis of regional Strategic Petroleum Reserve.

Page 11875

Rejected:

By 44 yeas to 51 nays, Domenici unprinted amendment No. 1004, to require an average annual fill rate of 208,000 barrels per day for the Strategic Petroleum Reserve.

Page 11845

Pages 11825–11860, 11875–11879

**Urgent Supplemental Appropriations, 1982:** Senate continued consideration of H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, with certain modified committee amendments thereto, taking action on additional amendments proposed thereto, as follows:

Adopted:

By 76 yeas to 19 nays, Dixon modified unprinted amendment No. 1007 (to Hatfield unprinted amendment No. 1006), providing $38,400,000 in additional funding for the Work Incentives program. (By 46 yeas to 48 nays, Senate earlier rejected the amendment, and subsequently agreed to reconsider the previous vote.)

Page 11871

Pending:

(1) Hatfield unprinted amendment No. 1006 (printed amendment No. 1642) (to the third committee amendment, on page 4, lines 1–5), in the nature of a substitute.

Page 11861

(2) Lugar unprinted amendment No. 1009 (printed amendment No. 1643) (to unprinted amendment No. 1006), to provide for interest reduction payments. (By 23 yeas to 70 nays, Senate failed to table the amendment.)

Page 11884

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, May 27, with a vote on cloture on the bill.

Pages 11861–11875, 11879–11897

**Executive Report:** Senate received the following executive report:

Nomination of James G. Stearns, to be a public member of the Securities and Investor Protection Corporation (with minority views) (Ex. Rept. No. 97–54).

Page 11908

**Nominations:** Senate received the following nominations:

William R. Graham, of California, Colin S. Grey, of New York, Roland F. Herbst, of California, Francis P. Hoeber, of Virginia, Charles B. Marshall, of Virginia, Jaime Oaxaca, of California, Shirley N. Pettis, of California, John P. Roche, of Massachusetts, Donald Rumsfeld, of Illinois, Harriett F. Scott, of Virginia, Laurence H. Silberman, of California, and Elmo R. Zumwalt, Jr., of Virginia, each to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency.

Robert A. Destro, of Wisconsin, Constantine N. Dombalis, of Virginia, and Guadalupe Quintanilla, of Texas, each to be a Member of the Commission on Civil Rights.

Allie C. Felder, Jr., of the District of Columbia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

1 Army nomination in the rank of General.

14 Air Force nominations in the rank of General.

Page 11972

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the Annual Report of the Corporation for Public Broadcasting for Fiscal Year 1981, which was referred to the Committee on Commerce, Science, and Transportation. (PM–140)

(2) Transmitting the Thirteenth Report of the U.S. Sinai Support Mission, which was referred to the Committee on Foreign Relations. (PM–141)

Pages 11907–11908

**Messages From the President:** Page 11907

**Messages From the House:** Page 11908

**Statements on Introduced Bills:** Pages 11909–11919

**Amendments Submitted for Printing:** Pages 11939–11941

**Notices of Hearings:** Page 11940

**Committee Authority To Meet:** Pages 11941–11942

**Additional Statements:** Page 11942

**Nominations:** Page 11972

**Record Votes:** Five record votes were taken today. (Total—158) Pages 11875, 11877, 11884, 11896–11897

**Recess:** Senate convened at 8:45 a.m., and recessed at 6:51 p.m., until 9 a.m., on Thursday, May 27, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 11972.)

## *Committee Meetings*

### RURAL ENERGY POLICY

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Rural Development, Oversight, and Investigations concluded oversight hearings to review the energy needs of rural communities, after receiving testimony from Senator Durenberger, Kenneth L. McFate, National Food and Energy Council, Columbia, Missouri; and Stephen Brobeck, Americans for Energy Independence, and Thomas Van Arsdall, National Council of Farmer Cooperatives, both of Washington, D.C.

### MILITARY HEALTH CARE FACILITIES

*Committee on Armed Services:* Subcommittee on Manpower and Personnel concluded hearings to review the administration of certain military medical health care facilities during peacetime, after receiving testimony from Senator Inouye; John F. Beary, III, Acting Assistant Secretary of Defense for Health Affairs; Lt. General Bernard Mittemeyer, Surgeon General, U.S. Army; Vice Admiral J. William Cox, Surgeon General, U.S. Navy; and Lt. General Paul Myers, Surgeon General, U.S. Air Force.

### FINANCIAL INSTITUTIONS—CAPITAL ASSISTANCE

*Committee on Banking, Housing and Urban Affairs:* Committee held hearings on S. 2531 and S. 2532, bills to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their federal regulatory agencies, receiving testimony from Preston Martin, Vice Chairman, Board of Governors, Federal Reserve System; Richard T. Pratt, Chairman, Federal Home Loan Bank Board; William M. Isaac, Chairman, Federal Deposit Insurance Corporation; C. Todd Conover, Comptroller of the Currency, Department of the Treasury; Roger W. Mehle, Jr., Assistant Secretary of the Treasury for Domestic Finance; Michael D. Edwards, Washington State Supervisor of Banking, Olympia, on behalf of the Conference of State Bank Supervisors; and John E. Malarkey, Delaware State Bank Commissioner, Dover, on behalf of the National Association of State Savings and Loan Supervisors.

Hearings continue on tomorrow.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of D. Bruce Merrifield, of Connecticut, to be Assistant Secretary of Commerce for Productivity, Technology, and Innovation, after the nominee, who was introduced by Representative McKinney, testified and answered questions in his own behalf.

### SAFE DRINKING WATER

*Committee on Environment and Public Works:* Subcommittee on Toxic Substances and Environmental Oversight concluded hearings on S. 1866, revising regulatory procedures relating to safe drinking water requirements, and S. 2131, authorizing funds through fiscal year 1986 for the safe drinking water program, after receiving testimony from Frederick A. Eidsness, Jr., Assistant Administrator for Water, and Victor Kimm, Director, and Gordon Robeck, Director, Drinking Water Research, both of the Office of Drinking Water, all of the Environmental Protection Agency; Kenneth Lowthian, Seattle Water Department, and Phil Milam, Seattle Office of Intergovernmental Affairs, both of Seattle, Washington; Ira M. Markwood, Illinois Environmental Protection Agency, Springfield, on behalf of the Conference of State Sanitary Engineers; John Harriger, and John Sheer, both of Water and Waste Water Equipment Manufacturers Association, Inc., and Donald R. Boyd, and Steve Lanick, both of the Association of Metropolitan Water Agencies, all of Washington, D.C.; and Grace L. Singer, Princeton University, Princeton, New Jersey.

### FOREIGN ASSISTANCE

*Committee on Foreign Relations:* Committee continued markup of S. 2227, authorizing funds for fiscal years 1983 and 1984 for international security and development assistance programs, but did not complete action thereon, and will meet again tomorrow.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of George C. Pratt, of New York, to be U.S. Circuit Judge for the Second Circuit, Maurice M. Paul, to be U.S. District Judge for the Northern District of Florida, John W. Potter, to be U.S. District Judge for the Northern District of Ohio, and A. J. McNamara, to be U.S. District Judge for the Eastern District of Louisiana, after the nominees testified and answered questions in their own behalf. Mr. Pratt was introduced by Senators Moynihan and D'Amato; Mr. Paul was introduced by Senators Chiles and Hawkins; Mr. Potter was introduced by Senator Metzenbaum, and Representatives Latta and Ed Weber; and Mr. McNamara was introduced by Senator Johnston.

### CORRUPT HORSERACING PRACTICES

*Committee on the Judiciary:* Subcommittee on Criminal Law held hearings on S. 1043, prohibiting the drugging or numbing of all racehorses before a race and require pre-race testing of all horses, receiving testimony from Senator Pryor, Marc S. Paulhus, The Humane Society of the United States, and Russell Gaspar, American Horse Protection Association

Inc., both of Washington, D.C.; George A. Maylin, New York State College of Veterinary Medicine, Cornell University, Ithaca, New York; August Belmont IV, The Jockey Club, New York City; William B. Hopkins, Harness Tracks of America, Inc., Morristown, New Jersey; Lynn Stone, Churchill Downs, Inc., Louisville, Kentucky, on behalf of Thoroughbred Racing Associations, Inc., Lake Success, New York; Penny Ringquist, Thoroughbred Owners and Breeders Association, Elmont, New York; Tony Chamblin, Horsemen's Benevolent and Protective Association, Rockville, Maryland; and Joseph O'Dea, National Association of State Racing Commissioners, Lexington, Kentucky.

Hearings were recessed subject to call.

### CHILD ABUSE IN STATE FACILITIES

*Committee on the Judiciary:* Subcommittee on Juvenile Justice resumed hearings into allegations of abuse and mistreatment of children in certain Oklahoma state institutions, receiving testimony from William Treaner, Subcommittee Staff Investigator, and from current and former individuals of the Oklahoma Department of Human Services youth institutions.

Hearings continue on tomorrow.

### BUSINESS MEETING

*Committee on Labor and Human Resources:* Committee ordered favorably reported with amendments S. 2036, providing for State and local employment and training assistance.

### FEDERAL CONTRACT COMPLIANCE PROGRAMS

*Committee on Labor and Human Resources:* Committee concluded oversight hearings on the activities of the Office of Federal Contract Compliance Programs, Department of Labor, focusing on the administration and enforcement of equal employment opportunity mandates of the contract compliance program—Executive Order 11246, Section 503 of the Rehabilitation Act of 1973 and Section 402 of the Vietnam Era Veterans Readjustment Assistance Act, after receiving testimony from Robert B. Collyer, Deputy Under Secretary of Labor for Employment Standards Administration, and Ellen M. Shong, Director, Office of Federal Compliance Programs, Department of Labor.

### INTELLIGENCE MATTERS

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community, but made no announcements and recessed subject to call.

### BUSINESS MEETING

*Select Committee to Study Law Enforcement Undercover Activities of Components of The Department of Justice:* Committee held a further organizational meeting where it received a briefing from committee counsel on the following:

(1) the number of undercover activities conducted by the Federal Bureau of Investigation between 1978 and 1981; (2) a report on the committee's request for non-public documents from the FBI and the handling of such documents by the committee; (3) a report on the ABSCAM facts that are available for public record; and (4) a report on a request by the committee for the American Law Division of the Library of Congress to assist the committee in researching basic information regarding court cases relating to undercover operations.

Committee recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 6491–6502; and 2 resolutions, H.J. Res. 495, and H. Res. 484 were introduced.

**Page 12119**

**Bill reported:** One report was filed as follows: H.R. 6181, to amend title II of the Social Security Act to provide adjustment benefits, vocational training, and waiver of overpayments for individuals terminated from the disability program, to strengthen the reconsideration process by providing for the earlier introduction of evidence of record, and to provide for more uniformity in decisionmaking at all levels of adjudication, amended (H. Rept. 97–588).

**Page 12119**

**Journal:** By a yea-and-nay vote of 353 yeas to 36 nays with 2 voting "present", Roll No. 105, the House agreed to the Journal of Tuesday, May 25.

**Page 12026**

**Committees To Sit:** Committee on Public Works and Transportation and its Subcommittee on Water Resources received permission to sit during proceedings of the House under the 5-minute rule today and on Thursday, May 27.

**Page 12027**

**FTC Used Car Rule:** By a yea-and-nay vote of 286 yeas to 133 nays with 3 voting "present", Roll No. 107, the House agreed to S. Con. Res. 60, disapproving the Federal Trade Commission trade regulation rule relating to the sale of used motor vehicles--clearing the measure.

Earlier, agreed to a motion to limit debate on the resolution to two hours (agreed to by a yea-and-nay vote of 317 yeas to 92 nays with 2 voting "present", Roll No. 106).

A point of order against consideration of the resolution was overruled.

Pages 12027-12054

**Presidential Messages:** Received and read the following messages from the President:

*Sinai Support Mission:* Message transmitting the thirteenth report of the United States Sinai Support Mission—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 97-188); and

*Public broadcasting:* Message transmitting the annual report of the Corporation for Public Broadcasting for fiscal year 1981—referred to the Committee on Energy and Commerce.

Page 12055

**First Budget Resolution:** House continued consideration of H. Con. Res. 345, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985; but came to no resolution thereon. Proceedings under the 5-minute rule will continue Thursday, May 27.

Pending when the Committee of the Whole rose were the following three amendments in the nature of substitutes:

(1) An amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $805.2 billion in budget authority, $768.5 billion in outlays, with a deficit of $102.6 billion.

Pending when the Committee of the Whole rose was an amendment to the preceding substitute that seeks to increase 1983 Health budget authority by $400 million and outlays by $4.85 billion, and to reduce Defense budget authority and outlays by corresponding amounts.

Earlier, agreed to an amendment to the preceding substitute that increases Education, Training, Employment and Social Services by $1.7 billion in budget authority and $837 million in outlays and makes corresponding reductions in Allowances (agreed to by a recorded vote of 343 ayes to 72 noes, Roll No. 114).

Earlier, rejected the following amendments to the preceding substitute:

An amendment that sought to set fiscal year 1983 Defense budget authority at $229.9 billion and outlays at $204.1 billion;

An amendment that sought to reduce Defense budget authority by $16 billion and outlays by $4 billion in fiscal years 1983, 1984, and 1985; and

An amendment, as modified, that sought to reduce fiscal year 1983 Defense outlays by $7.5 billion, to reduce the deficit by $22.5 billion, and to direct the Committee on Ways and Means to raise an additional $15 billion in revenues in luxury taxes (rejected by a recorded vote of 128 ayes to 285 noes, Roll No. 111).

(2) An amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $825.1 billion in budget authority, $772.6 billion in budget outlays, with a deficit of $96.8 billion.

Earlier, agreed to an amendment to the preceding substitute that increases fiscal year 1983 budget authority for Education, Training, Employment and Social Services by $318 million.

(3) An amendment in the nature of a substitute that seeks to set fiscal year 1983 levels at $828.0 billion in budget authority, $780.6 billion in budget outlays, with a deficit of $103.9 billion.

Earlier, agreed to an amemdment to the previous substitute that increases Education, Training, Employment and Social Services by $668 million in budget authority and $87 million outlays and makes corresponding reductions in allowances (agreed to by a recorded vote of 323 ayes to 99 noes, Roll No. 113).

Earlier, rejected the following amendments to the preceding substitute:

An amendment that sought to increase fiscal year 1983 Defense budget authority by $2.5 billion and outlays by $1.5 billion and make corresponding decreases in Allowances (rejected by a recorded vote of 83 ayes to 399 noes, Roll No. 108);

An amendment that sought to reduce Defense budget authority by $16 billion and outlays by $4 billion in each of fiscal years 1983, 1984, and 1985 and to reduce revenue increases for the three years by a corresponding amount (rejected by a recorded vote of 125 ayes to 295 noes, Roll No. 109, after having been previously agreed to by a division vote of 27 ayes to 26 noes);

An amendment that sought to reduce fiscal year 1983 Defense budget authority by $20.4 billion and outlays by $8 billion (rejected by a recorded vote of 28 ayes to 383 noes with 5 voting "present", Roll No. 110); and

An amendment that sought to increase fiscal year 1983 Health budget authority by $247 million and outlays by $138.2 million.

Earlier, rejected the following amendments to all three preceding substitutes:

Amendments that sought to increase International Affairs by $300 million in budget authority in fiscal year 1983 (rejected by a recorded vote of 186 ayes to 232 noes, Roll No. 112); and

Amendments, as modified, that sought to restore Education, Training, Employment and Social Services to current policy levels for fiscal years 1983, 1984, and 1985.

Pages 12055-12066, 12118-12146

**Quorum Calls—Votes:** Three yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 12026, 12030, 12054-12055, 12065, 12083-12084.

**Adjournment:** Met at 10 a.m. and adjourned at 1:05 a.m., May 27.

## *Committee Meetings*

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development met in executive session and approved for full Committee action fiscal year 1982 supplemental for the Department of Energy and Corps of Engineers.

Prior to this action, the Subcommittee held a hearing on Department of Energy and Corps of Engineers fiscal year 1982 supplemental and fiscal year 1983 budget amendments. Testimony was heard from the following officials of the Department of Energy: Herman Roser, Assistant Secretary for Defense Programs; Shelby Brewer, Assistant Secretary for Nuclear Energy; William S. Heffelfinger, Assistant Secretary, Management Administration and William Voigt, Acting Director, Office of Uranium Enrichment and Assessment and from the following officials of the U.S. Army: William Gianelli, Assistant Secretary for Civil Works and Maj. Gen. E. R. Heiberg, Director, Civil Works, Office of the Secretary of the Army.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations began markup of the fiscal year 1982 supplemental for military assistance.

The Subcommittee deferred action on the Caribbean Basin Initiative.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Office of Water Research and Technology and on Smithsonian Institution. Testimony was heard from Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources, S. Dillon Ripley, Secretary, Smithsonian Institution.

### REAL ESTATE PROJECTS; COST VARIATION PROJECTS; MINOR CONSTRUCTION PROJECTS

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved 10 real estate reports, 11 cost variation reports and 21 minor construction projects.

Prior to this action, the subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

### DISAPPROVAL RESOLUTIONS—HUD

*Committee on Banking, Financing and Urban Affairs:* Ordered reported the following resolutions: H.J. Res. 480, to disapprove certain rules prescribed by the Secretary of Housing and Urban Development and H.J. Res. 488, to disapprove certain rules prescribed by the Secretary of Housing and Urban Development.

### EMPLOYMENT RISKS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on employment risks from present credit and business liquidity conditions. Testimony was heard from J. Charles Partee, Governor, Federal Reserve System and Robert Dederick, Assistant Secretary of Commerce for Economic Affairs.

Hearings continue tomorrow.

### REVENUE BONDS

*Committee on the District of Columbia:* Subcommittee on Fiscal Affairs approved for full Committee action H.R. 6276, to amend the District of Columbia Self-Government and Governmental Reorganization Act to allow the issuance of revenue bonds to finance college and university programs which provide student educational loans.

Prior to this action, the Subcommittee held a hearing on H.R. 6276 and a similar bill H.R. 6010. Testimony was heard from the following officials of the District of Columbia: Barbara Washington, Assistant City Administrator for Intergovernmental Relations and Steve Reichenberg, Budget Director, City Council and a public witness.

### SITUATION ON THE WEST BANK

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on the Situation on the West Bank. Testimony was heard from Nicholas A. Veliotes, Assistant Secretary of State, Bureau of Near Eastern and South Asian Affairs.

### NATIONAL WILDLIFE REFUGE LANDS

*Committee on Interior and Insular Affairs:* Ordered reported S. 1519, to designate certain national wildlife refuge lands.

### TORT CLAIMS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held hearings on the following bills: H.R. 24, to amend title 28 of the United States Code to provide for an exclusive remedy against the United States in suits based upon acts or omissions of U.S. employees, to provide a remedy against the United States with respect to constitutional torts, to establish procedures whereby a person injured by a constitutional tort may initiate and participate in a disciplinary inquiry with respect to such tort: H.R. 3060, to amend section 3006A of title 18 of the United States Code to provide protection against personal liability to the officers and employees of certain defender organizations providing representation under the Criminal Justice Act. Testimony was heard from Norman B. Lynch, Chief, Criminal Justice Act Division, Administrative Office of the United States Courts and public witnesses.

### OVERSIGHT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment held on oversight hearing on Matagorda Island, State of Texas. Testimony was heard from G. Ray Arnett, Assistant Secretary of the Interior for Fish and Wildlife and Parks and public witnesses.

### COAST GUARD AUTHORIZATION; RESOURCE CONSERVATION AND RECOVERY ACT

*Committee on Public Works and Transportation:* Subcommitte on Water Resources held a hearing on the following bills: H.R. 5617, Coast Guard Authorization Act of 1982 and H.R. 6307, Resource Conservation and Recovery Act Reauthorization Act of 1982. Testimony was heard from Rita M. Lavelle, Assistant Administrator, Solid Waste and Emergency Response, EPA; representatives of the Corps of Engineers; a representative of the Geological Survey, Department of the Interior and public witnesses.

### MISCELLANEOUS TARIFF AND TRADE BILLS

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on certain tariff and trade bills to provide duty-free entry, duty reduction, temporary suspensions of duty, and other bills. Testimony was heard from departmental and public witnesses.

## *Joint Meeting*

### Economic Summit

*Joint Economic Committee:* Committee continued hearings on issues to be addressed at the Versailles Economic Summit (June 4–6, 1982), focusing on the pressures being placed on the international trading system as a result of United States and foreign economic policies, receiving testimony from C. Fred Bergsten, International Institute of Economics, former Assistant Secretary of the Treasury for International Economic Affairs, Hal Malmgren, Malmgren Company, Inc., former Deputy Special Trade Representative, and Larry Fox, National Association of Manufacturers, all of Washington, D.C.; and William H. Branson, Princeton University, Princeton, New Jersey.

Hearings continue on tomorrow.

## *Thursday, May 27, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 12189–12256*

**Bills Introduced:** Nineteen bills and three resolutions were introduced, as follows: S. 2585–2603, S. Con. Res. 102–103, and S. Res. 406.

Page 12309

**Bills Reported:** Reports were made as follows:

S. 2586, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense (S. Rept. No. 97–440).

S. 2494, authorizing funds through fiscal year 1987 for water resources research programs (S. Rept. No. 97–441).

S. Res. 386, expressing the sense of the Senate on the goals of the United States for the November 1982 ministerial level meeting of the General Agreement on Tariffs and Trade (GATT) (S. Rept. No. 97–442).

S. 2590, authorizing funds for fiscal year 1983 for certain expiring programs of the Clean Water Act (S. Rept. No. 97–443).

S. 2591, authorizing funds for fiscal year 1983 for the Marine Protection, Research and Sanctuaries Act (S. Rept. No. 97–444).

S. 2432, authorizing funds for fiscal years 1983 and 1984 for programs of the Solid Waste Disposal Act and Resource Conservation and Recovery Act, with amendments (S. Rept. No. 97–445).

S. 2000, establishing an eligibility test for bankruptcy relief based on the individual petitioner's ability to pay a reasonable portion of his debts out of future income, with an amendment in the nature of a substitute (S. Rept. No. 97–446).

S. 1877, providing for the reinstatement and validation of U.S. oil and gas lease numbered NM–12846, with an amendment (S. Rept. No. 97–447).

S. 1872, extending the period of grazing privileges afforded to privately owned lands within the Capitol Reef National Park in Utah, with amendments (S. Rept. No. 97–448).

S. Res. 400, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1912, providing special recruitment incentives and equitable pay treatment for air traffic controllers of the Federal Aviation Administration.

Page 12308

**Measures Passed:**

*Energy Policy and Conservation Act:* Committee on Energy and Natural Resources was discharged from the further consideration of S. 2575, extending the expiration date of section 252 of the Energy Policy and Conservation Act until July 1, 1982, and the measure was then passed.

**Pages 12283-12284**

*National Association of State Directors of Veterans' Affairs, Inc.:* Senate passed S. 2215, granting a Federal Charter to the National Association of State Directors of Veterans' Affairs, Inc.

**Pages 12285-12286**

*Documentation of Vessels:* Senate passed with an amendment in the nature of a substitute H.R. 3126, providing for the documentation of certain vessels operating by the U.S. Coast Guard as vessels of the United States entitled to engage in the coastwise trade.

**Page 12286**

*Air Traffic Controllers:* Senate passed with amendments S. 1912, providing special recruitment incentives and equitable pay treatment for air traffic controllers of the Federal Aviation Administration.

**Pages 12287-12288**

*Budget Waiver:* Senate agreed to S. Res. 400, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1912, listed above.

**Page 12287**

*Federal Procurement Actions:* Senate passed with an amendment in the nature of a substitute S. 1947, providing prospective contractors minimum time periods for the solicitation and bidding process on Federal contracts.

**Pages 12289-12294**

*Nuclear Supplier Export Controls:* By unanimous vote of 96 yeas, Senate agreed to S. Con. Res. 96, reaffirming S. Res. 179 and H. Res. 177 and urging the President to seek agreement at the Versailles Summit Conference that nuclear nations should export nuclear fuel and equipment only to nations that permit full-scope safeguards.

**Pages 12220-12222**

*Memorial Day Recess:* Senate agreed to S. Con. Res. 102, providing for an adjournment of the Senate from May 27, 28, or 29, until June 8, 1982, and giving the consent of the Senate to an adjournment of the House for more than three days.

**Page 12275**

*Urgent Supplemental Appropriations, 1982:* By 73 yeas to 19 nays, Senate passed H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, after agreeing to certain modified committee amendments, and agreeing to additional amendments proposed thereto, as follows:

Adopted:

(1) Huddleston unprinted amendment No. 1011, transferring sufficient funds from Operations and Maintenance, Army National Guard to National Guard Personnel, Army for the Kentucky Army National Guard to implement and operate the Medical Assistance to Safety and Traffic program in Kentucky through August 1, 1982.

**Page 12208**

(2) Domenici (for Schmitt) unprinted amendment No. 1012, preventing the Secretary of the Interior from using funds appropriated for fiscal year 1982 to close Southwestern Indian Polytechnic Institute.

**Page 12210**

(3) Exon unprinted amendment No. 1013, providing for the use of Interstate construction funds authorized by section 108(b) of the Federal-Aid Highway Act of 1956, as amended on projects for resurfacing, restoring, rehabilitating and reconstructing the Interstate System.

**Page 12211**

(4) Kennedy unprinted amendment No. 1014, providing an additional $63,000,000 for the Summer Youth Program.

**Page 12211**

(5) Gorton-Heflin unprinted amendment No. 1015, providing that NASA and DOD shall undertake a joint study leading to the development of performance and design specification for an additional High Energy Upper Stage for use in the late 1980s, to be competitively procured.

**Page 12216**

(6) By 83 yeas to 10 nays, Kasten amendment No. 1718, prohibiting payments under loans guaranteed by the U.S. Government to the Polish People's Republic unless Poland has been declared to be in default of its debt or the President certifies to Congress that such payment is in the national security interest of the United States.

**Page 12223**

(7) By 70 yeas to 23 nays, modified Proxmire amendment No. 1497, limiting the deduction of living expenses by Members of Congress and eliminating the provision which allows such deduction without substantiation of such expenses for taxable years beginning after 1981.

**Page 12230**

(8) By 52 yeas to 38 nays, Bumpers amendment No. 1549, reinstating the Occupational Safety and Health Administration's jurisdiction over the surface mining of clay, sand and gravel, stone, and colloidal phosphate, and certain construction projects on those surface mining sites.

**Page 12241**

(9) Modified Stevens amendment No. 1594, setting postal rates, effective June 20, 1982, for second, third, and fourth class phasing adjustments.

**Page 12245**

(10) By 69 yeas to 23 nays, Lugar amendment No. 1838, providing funds to reduce mortgage interest

rates on home mortgages for qualifying individuals and providing for employment in the private sector. (By 63 yeas to 27 nays, two-thirds of the Senators present and voting in the affirmative, Senate earlier agreed to Lugar motion to suspend Rule XV, paragraphs 1, 2, and 4 of Rule XVI, and certain provisions of Rule XXII, paragraph 2 of the Standing Rules of the Senate to provide for the consideration of the amendment.)

Page 12261

(11) Hatfield unprinted amendment No. 1016, of a technical and clarifying nature.

Page 12275

During consideration of this measure today, Senate also took the following action:

By 91 yeas to 4 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 12202

By 95 yeas to 2 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to close further debate on the bill (H.R. 5922).

Page 12219

By 64 yeas to 25 nays, Senate sustained the ruling of the Chair which held as not germane Riegle Amendment No. 1722, to provide for mortgage default assistance.

Page 12273

Senate insisted on its amendments, requested a conference with the House thereon and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Proxmire, Stennis, Inouye, Hollings, Eagleton, Chiles, Johnston, DeConcini, Huddleston, Burdick, and Bumpers.

Page 12283
Pages 12202-12282

**Department of Commerce Position:** Senate concurred in the amendment of the House to S. 1808, establishing the position of Under Secretary of Commerce for Economic Affairs in the Department of Commerce.

Pages 12287-12288

**Foreign Fish Processing in Internal Waters:** Senate concurred in the amendments of the House to S. 2535, regulating the operation of foreign fish processing vessels within state waters.

Page 12287

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until Tuesday, June 8.

Page 12380

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Tuesday, June 8.

Page 12380

**Confirmation:** Senate confirmed the following nomination:

Gregory J. Newell, of Virginia, to be an Assistant Secretary of State.

Page 12380

**Nominations:** Senate received the following nominations:

Arthur H. Davis, Jr., of Colorado, to be Ambassador to Paraguay.

Dortch Oldham, of Tennessee, to be Commissioner General of the United States Government for Energy-Expo 82.

Routine list in the Foreign Service.

Pages 12380-12381

**Messages From the President:**

Page 12305

**Messages From the House:**

Page 12305

**Communications:**

Pages 12305-12306

**Statements on Introduced Bills:**

Pages 12310-12331

**Amendments Submitted for Printing:**

Pages 12340-12341

**Notices of Hearings:**

Page 12341

**Committee Authority To Meet:**

Page 12341

**Additional Statements:**

Pages 12341-12378

**Nominations:**

Pages 12380-12381

**Confirmations:**

Page 12381

**Quorum Calls:** Two quorum calls were taken today. (Total—35)

Pages 12211-12219

**Record Votes:** Ten record votes were taken today. (Total—168)

Pages 12202, 12219, 12221, 12229, 12236, 12244, 12259, 12274, 12275, 12283

**Adjournment:** Senate convened at 9 a.m., and adjourned at 11:32 p.m., until 12 noon, Tuesday, June 8, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 12380.)

## *Committee Meetings*

### DAIRY PRICE SUPPORTS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices held hearings on S. 2533.

providing authority to the Secretary of Agriculture to set the milk price support level, providing authority to the Commodity Credit Corporation to donate surplus dairy products to needy persons in the United States and abroad, and establishing a Dairy Advisory Board, and related proposals reducing the Federal Government cost of the dairy program, receiving testimony from Senators Proxmire and Kasten; Representatives Jeffords and Gunderson; Richard E. Lyng, Deputy Secretary of Agriculture; Norman Barker, and James P. Camerlo, Jr., both of the National Milk Producers Federation, Washington, D.C.; W. Eugene Flynn, Mid-America Dairymen, Inc., Blair, Nebraska; Robert Gaebe, Land O'Lakes, Inc., New Salem, North Dakota; Myron Erdman, Associated Milk Producers, Chenoa, Illinois; Don Sliden, First District Associations, Grove City, Minnesota; Stan Thompson, Michigan State University, East Lansing; Tim Mogan, Louisville, Kentucky, and Bucky Jones, Smithdale, Mississippi, both of Dairymen, Inc.; Jack Ortego, Southern Milk Producers, Washington, Louisiana; Wiley Shore, Yadkinville, North Carolina; Irvin Elkin, Associated Milk Producers, Inc., Amery, Wisconsin; and Stewart Huber, Farmers Union Milk Marketing Cooperative, Madison, Wisconsin.

Hearings were recessed subject to call.

## APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings in closed session on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on tactical aircraft issues, receiving testimony from Vice Admiral Wesley L. McDonald, Deputy Chief of Naval Operations for Air Warfare; Vice Admiral Ernest R. Seymour, Commander, Naval Air Systems Command; Lt. Gen. William J. White, Deputy Chief of Marine Corps Staff for Aviation; Lt. Gen. Kelly H. Burke, Deputy Chief of Air Force Staff for Research, Development, and Acquisition; and Maj. Gen. James H. Marshall, Director of Development and Programing, and Maj. Gen. Robert D. Russ, Director of Operational Requirements, both of the Office of the Deputy Chief of Air Force Staff for Research, Development, and Acquisition.

Subcommittee will meet again on Wednesday, June 9.

## APPROPRIATIONS—UNITED NATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for the United Nations, receiving testimony in behalf of funds for voluntary contributions to international organizations and programs from Ambassador Jeane J. Kirkpatrick, U.S. Representative to the United Nations.

Subcommittee will meet again on Tuesday, June 8.

## APPROPRIATIONS—INTERNATIONAL ORGANIZATIONS AND SEC

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for contributions to International Organizations, International Peacekeeping Activities and International Conferences of the Department of State from Jeane J. Kirkpatrick, United States Representative to the United Nations, and Mark L. Edelman, Deputy Assistant Secretary of State for International Organization Affairs, and in behalf of funds for the Securities and Exchange Commission from John S. R. Shad, Chairman, SEC.

Subcommittee recessed subject to call.

## FINANCIAL INSTITUTIONS—CAPITAL ASSISTANCE

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on S. 2531 and S. 2532, bills to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their federal regulatory agencies, after receiving testimony from Edwin B. Brooks, Jr., Security Federal Savings and Loan Association, Richmond, Virginia, on behalf of the U.S. League of Savings Associations; Robert B. O'Brien, Jr., Carteret Savings and Loan Association, Carteret, New Jersey, on behalf of the National Savings and Loan League; Herbert W. Gray, Mutual Bank for Savings, Boston, Massachusetts, on behalf of the National Association of Mutual Savings Banks; John E. Coles, People's Savings and Loan Association, Hampton, Virginia, on behalf of the American Savings and Loan League, Inc.; Lee Gunderson, Bank of Osceola, Osceola, Wisconsin; on behalf of the American Bankers Association; Robert L. McCormick, Jr., Stillwater National Bank, Stillwater, Oklahoma, on behalf of the Independent Bankers Association of America; and Andrew Carron, The Brookings Institution, Washington, D.C.

## NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Guy W. Fiske, of Virginia, to be Deputy Secretary of Commerce, after the nominee testified and answered questions in his own behalf.

## WILDERNESS LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following bills:

S. 1964 and S. 1965, bills designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System, after receiving testimony from Senator Danforth; William E. Marbaker, Mining Industrial Council of Missouri, Greg Iffrig, Irish Wilderness Protective Association, and Booker Rucker, Missouri Historic Preservation Program, all of Jefferson City, Missouri; Harold E. Myers, St. Joe Lead Company, Viburnum, Missouri; Judge Hardin Franks, Oregon County, Missouri; Paul Faulkenberry, Eminence, Missouri; John Karel, Missouri Wilderness Coalition, Columbia; Wilson Elliott, Roby, Missouri; Joe Roche, Ancient Order of Hibernians, Baldwin, Maryland; Thomas Bormann, on behalf of the Sierra Club, St. Louis, Missouri; Dan Chrisinger, Port Townsend, Washington; Charles Callison, Public Land Institute, Denver, Colorado; and Robert Strong, Mississippi Chapter of the Ozark Society, Cape Girardeau, Missouri; and S. 2021, providing for the disposal and acquistion of certain Federal lands in New Mexico, and S. 2405, providing for certain lands in New Mexico to be included in the Cibola National Forest System and into the existing Sandia Wilderness, after receiving testimony for Mayor Harry E. Kinney, and Jay Sorenson, Albuquerque Open Space Task Force, both of Albuquerque, New Mexico; and Virginia Sears, New Mexico State Governor's Office, Washington, D.C.

Testimony was also received on all the aforementioned bills from Raymond M. Housley, Deputy Chief, U.S. Forest Service, Department of Agriculture.

## ACID RAIN

*Committee on Environment and Public Works:* Committee concluded hearings to examine the chemical and meteorological effects of acid deposition (acid rain). after receiving testimony from Senator Danforth; Robert T. Lackey, Senior Ecologist, Environmental Research Laboratory (Corvallis, Oregon), Environmental Protection Agency; Dale W. Johnson, Oak Ridge National Laboratory, Oak Ridge, Tennessee; Joan P. Baker, Duke University, Durham, North Carolina; Ellis B. Cowling, North Carolina State University, Raleigh; Lance Evans, Manhattan College, Bronx, New York; Arthur Johnson, University of Pennsylvania, Philadelphia; Noye Johnson, Dartmouth College, Hanover, New Hampshire; and Orie L. Loucks, Butler University, Indianapolis, Indiana.

## DEBT LIMIT EXTENSION

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on the extension of the temporary limit on the public debt and on the debt financing operations of the Federal government, after receiving testimony from Roger W. Mehle, Jr., Assistant Secretary of the Treasury for Domestic Finance.

## ESTATE TAX ISSUES

*Committee on Finance:* Subcommittee on Estate and Gift Taxation concluded hearings on S. 2479, treating certain interests as closely held businesses for estate tax purposes and to prevent the acceleration of estate tax installment payments in certain situations, after receiving testimony from Carl Curtis, Nelson & Harding, Mac Asbill, Jr., Sutherland, Asbill & Brennan, Ronald D. Abramson, Silverstein and Mullens, Bernard Aidinoff, American Bar Association, Stanley H. Breitbard, American Institute of Certified Public Accountants, and Reiter Webb, National Cotton Council of America, all of Washington, D.C.; John A. Wallace, American College of Probate Counsel, and Donald W. Thurmond, Trust Company Bank, on behalf of American Bankers Association, both of Atlanta, Georgia; and Thomas A. Davis, David & McLeod, Washington, D.C., on behalf of the National Cattlemen's Association, Denver, Colorado; and S. 1983, setting forth transitional rules for estate and gift tax treatment of qualified disclaimers of certain property interests, after receiving testimony from K. Martin Worthy, Hamel, Park, McCabe & Saunders, James C. Heinhold, Shea & Gould, and H. Stewart Dunn, Jr., Ivings, Phillips & Barkers, all of Washington, D.C.

## AUTHORIZATIONS—FOREIGN ASSISTANCE

*Committee on Foreign Relations:* Committee ordered favorably reported an original bill authorizing funds for fiscal year 1983 for international security and development assistance programs, in lieu of S. 2227.

## IMMIGRATION LAWS

*Committee on the Judiciary:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 2222, revising and reforming U.S. immigration laws.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of Harold M. Fong, to be U.S. District Judge for the District of Hawaii, after the nominee, who was introdcued by Senators Inouye and Matsunaga, testified and answered questions in his own behalf. Testimony was also received on the nomination from Geoffrey S. Stewart, Special Counsel, Office of Legal Policy, Department of Justice.

## VICTIMS OF CRIME

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 2420, revising certain provisions of the Federal Criminal Code to protect victims and witnesses of Crimes, after receiving testimony from Senators Laxalt and Heinz; Representative Fish; D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice; Edward A. Northrop, U.S. District Judge for the District of Maryland; Paul Falconer, Chief U.S. Probation Officer for the District of Maryland; E. Michael McCann, Milwaukee County, Wisconsin, on behalf of the American Bar Association; Marlene Young, National Organization for Victim Assistance (NOVA), Washington, D.C.; Frank Carrington, Victims' Assistance Legal Organization (VALOR), Virginia Beach, Virginia; Douglas Payton, Mobile, Alabama; Virginia Montgomery, Bowie, Maryland; and a public witness.

### CHILD ABUSE IN STATE FACILITIES

*Committee on the Judiciary:* Subcommittee on Juvenile Justice concluded hearings into allegations of abuse and mistreatment of children in certain Oklahoma state institutions, after receiving testimony from Francis A. Keating, II, U.S. Attorney for the Northern District of Oklahoma; Donald Sharp, Oklahoma State Bureau of Investigations, Richard Rettig, Lloyd E. Rader, Theodore Baumberger, R. Chase Gordon, George Miller, and Herschell Daney, all officials of the Oklahoma Department of Human Services, and Oklahoma State Representative Don McCorkell, Jr., all of Oklahoma City; and Delores Briscoe, a former inmate of a Oklahoma State Institution.

### LABOR MANAGEMENT CORRUPTION

*Committee on Labor and Human Resources:* Committee approved for reporting with an amendment in the nature of a substitute S. 1785, revising prohibitions against persons guilty of criminal offenses holding specified offices or position and clarifying the jurisdiction of the Department of Labor relating to the detection of and investigation of criminal violations relating to ERISA.

### LABOR LAWS—ENFORCEMENT AGAINST CORRUPTION

*Committee on Labor and Human Resources:* Committee resumed oversight hearings on the Department of Labor's law enforcement programs, focusing on the Office of the Solicitor of Labor and the manner in which it chooses to interpret labor laws, receiving testimony from T. Timothy Ryan, Jr., Solicitor of Labor, Jeffrey N. Clayton, Administrator, Pension and Welfare Benefit Program, Jesse L. V. Day, Investigator, William D. Sexton, Atlanta Regional Administration, Labor Management Services Administration, Norman P. Goldberg, Counsel for Litigation, Plan Benefit Security Division, Office of Solicitor, Robert P. Gallagher, Counsel for Special Investigation, Plan Benefit Security Division, Office of Solicitor, and Alan D. Lebowitz, Administrator, Office of Fiduciary, all of the Department of Labor.

Hearings were recessed subject to call.

### NOMINATION

*Select Committee on Intelligence:* Committee ordered favorably reported the nomination of John N. McMahon, of Maryland, to be Deputy Director of Central Intelligence.

Prior to this action, the committee concluded hearings on the nomination of Mr. McMahon, after the nominee, who was introduced by Senator Mathias, testified and answered questions in his own behalf.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 22 public bills, H.R. 6503–6524; 1 private bill, H.R. 6525; and 4 resolutions, H.J. Res. 496, H. Con. Res. 350 and 351, and H. Res. 485 were introduced.

**Pages 12518–12519**

**Bill Reported:** One report was filed as follows: H.R. 3863, to amend the Poultry Products Inspection Act to increase the number of turkeys which may be slaughtered and processed without inspection under such Act, amended (H. Rept. 97–589).

**Page 12518**

**Journal:** By a yea-and-nay vote of 322 yeas to 55 nays with 1 voting "present", Roll No. 115, the House approved the Journal of Wednesday, May 26.

**Page 12382**

**First Budget Resolution:** By a yea-and-nay vote of 159 yeas to 265 nays, Roll No. 130, the House failed to agree to H. Con. Res. 345, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985.

Took the following actions on three amendments in the nature of substitutes that were pending in the Committee of the Whole:

(1) Rejected an amendment in the nature of a substitute offered by Representative Latta (rejected by a recorded vote of 192 ayes to 235 noes, Roll No. 127).

Agreed to the following amendments to substitute No. 1:

An amendment that increased fiscal year 1983 Health budget authority by $400 million and outlays by $4.85 billion and made corresponding reductions in Defense (agreed to by a recorded vote of 228 ayes to 196 noes, Roll No. 116); and

An amendment that deleted the deferred enrollment provisions (agreed to by a recorded vote of 212 ayes to 206 noes, Roll No. 126).

Rejected an amendment to substitute No. 1 that sought to strike all reconciliation provisions (rejected by a recorded vote of 60 ayes to 357 noes, Roll No. 124).

(2) Rejected an amendment in the nature of a substitute offered by Representative Aspin (rejected by a recorded vote of 137 ayes to 289 noes, Roll No. 128).

Agreed to the following amendments to substitute No. 2:

An amendment that increased fiscal year 1983 Health budget authority by $200 million and ourlays by $2.35 billion and made corresponding reductions in Defense (agreed to by a recorded vote of 328 ayes to 94 noes, Roll No. 117); and

An amendment that deleted the deferred enrollment provisions (agreed to by a teller vote of 73 ayes to 72 noes, after having been previously rejected by a division vote of 42 ayes to 43 noes).

(3) Rejected an amendment in the nature of a substitute offered by Representative Jones of Oklahoma (rejected by a recorded vote of 171 ayes to 253 noes with 1 voting "present", Roll No. 129).

Agreed to the following amendments to substitute No. 3:

An amendment that increased Health budget authority by $100 million and outlays by $2.15 billion and made corresponding reductions in Defense;

An amendment that increased fiscal year 1983 Veterans' Benefits and Services budget authority by $300 million and outlays by $250 million; and

An amendment that deleted the deferred enrollment provisions (agreed to by a recorded vote of 212 ayes to 205 noes, Roll No. 125).

Agreed to amendments considered en bloc to substitutes Nos. 1 and 3 that eliminated the cap on cost-of-living adjustments for Federal civilian and military retirees (agreed to by a recorded vote of 327 ayes to 94 noes, Roll No. 120).

Agreed to the following amendments considered en bloc to the three aforementioned substitutes:

Amendments that increased the fiscal year 1983 pay adjustment cap for Federal civilian employees from 4 percent to 5 percent (agreed to by a recorded vote of 259 ayes to 159 noes, Roll No. 119); and

Amendments, as modified, that provided that if the Committee on Ways and Means recommended imposition or expansion of taxes or user fees to finance programs within the jurisdiction of any other Committee of the House, then an appropriate referral pursuant to House Rules should be considered.

Rejected the following amendments considered en bloc to substitutes Nos. 2 and 3:

Amendments that sought to strike reconciliation instructions to the Committee on Education and Labor (rejected by a recorded vote of 193 ayes to 225 noes, Roll No. 123); and

Amendments that sought to strike all reconciliation provisions.

Rejected the following amendments considered en bloc to the three aforementioned substitutes:

Amendments that sought to increase the fiscal year 1983 pay adjustment cap for Federal civilian employees from 4 percent to 7 percent (rejected by a recorded vote of 143 ayes to 281 noes, Roll No. 118);

Amendments that sought to increase budget authority and outlays for fiscal years 1983, 1984, and 1985 for Administration of Justice (rejected by a recorded vote of 152 ayes to 264 noes with 1 voting "present", Roll No. 121);

Amendments that sought to increase the level of budget authority and outlays for fiscal year 1983 for Transportation and Administration of Justice (rejected by a recorded vote of 182 ayes to 237 noes, Roll No. 122); and

Amendments that sought to reduce Defense and transfer funds to Energy and Education functions.

Pages 12383-12492, 12431-12512

**District Work Period:** House agreed to S. Con. Res. 102, providing for an adjournment of the Senate from May 27, 1982, May 28, 1982, or May 29, 1982 until June 8, 1982, and giving the consent of the Senate to an adjournment of the House for more than three days—clearing the measure.

Page 12504

**Suspensions:** Agreed that it be in order to consider motions to suspend the rules and pass bills and resolutions on Wednesday, June 2.

Page 12504

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of June 2.

Page 12504

**Resignations—Appointments:** Notwithstanding any adjournment of the House until Wednesday, June 2, 1982, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 12504

**Energy Policy Extension:** House passed and cleared for the President S. 2575, to extend the expiration date of section 252 of the Energy Policy and Conservation Act.

Page 12505

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Pages 12517-12518

**Adjournment:** Met at 10 a.m. and, pursuant to the provisions of S. Con. Res. 102 and the previous order of the House, adjourned at 1:41 a.m., May 28

## *Committee Meetings*

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia approved for full Committee action a fiscal year 1982 Supplemental for the District of Columbia.

Prior to this action, the Subcommittee held a hearing on the Supplemental. Testimony was heard from Gladys Mack, Assistant City Administrator for Budget and Resource Development, District of Columbia.

The Subcommittee also held a hearing on Public Safety and Justice, Economic Development and Regulation, Personal Services, Repayment of Loans and Interest, Repayment of General Fund Deficit, Contingent Services Fund, Energy Adjustment, and Language Changes. Testimony was heard from the following officials of the District of Columbia: Theodore Newman, Chief Judge, Court of Appeals; Carl Moultrie, Chief Judge, Superior Court; Larry Polansky, Executive Officer, Court System and Brian Lederer, People's Counsel.

### EMPLOYMENT RISKS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy continued hearings on employment risks from present credit and business liquidity conditions. Testimony was heard from public witnesses.

Hearings continue June 3.

### OSAGE INDIANS

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 5425 and H.R. 5426, Osage Nation Reorganization Act; and H.R. 5989, to define the membership of the Osage Tribe of Indians. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs and public witnesses.

### RESCUE SQUAD DEATH BENEFITS

*Committee on the Judiciary:* Subcommittee on Criminal Justice held a hearing on H.R. 385 and related bills, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide that rescue squad members are entitled to death benefits made available under such act. Testimony was heard from Representatives Kildee and Walker and a public witness.

### PROSPECTUSES

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved one construction and two lease prospectuses.

Prior to this section, the Subcommittee held a hearing on these matters. Testimony was heard from Richard Haase, Commissioner, Public Buildings Services, GSA.

### COPYRIGHT LAW

*Committee on Ways and Means:* Subcommittee on Trade received testimony from departmental and public witnesses, and approved for full committee action H.R. 6198, to amend the manufacturing clause of the copyright law.

## *Joint Meeting*

### ECONOMIC SUMMIT

*Joint Economic Committee:* Committee concluded hearings on issues to be addressed at the Versailles Economic Summit (June 4–6, 1982), focusing on the United States commitment to economic development in the developing world, after receiving testimony from Robert Hormats, Assistant Secretary of State for Economic and Business Affairs; Larry Klein, University of Pennsylvania, Philadelphia; and John Sewell, Overseas Development Council, and Edward Fried, The Brookings Institution, both of Washington, D.C.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Wednesday, June 2, 1982*

# Senate

## *Chamber Action*

The Senate was not in session today. Its next meeting will be noon on Tuesday, June 8, 1982.

## *Committee Meetings*

No committee meetings were held.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 6526–6528; and 7 resolutions, H.J. Res. 497, and H. Res. 486–491 were introduced.

Page 12773

**Reports Filed:** Reports were filed as follows:

H.J. Res. 480, disapproving certain rules prescribed by the Secretary of Housing and Urban Development (H. Rept. 97–590);

H.J. Res. 488, disapproving certain rules prescribed by the Secretary of Housing and Urban Development (H. Rept. 97–591);

H. Res. 487, providing for the consideration of H.R. 5566, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts (H. Rept. 97–592);

H. Res. 488, providing for the consideration of H.R. 5659, to authorize the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern art together with structures for related educational activities in the area south of the original Smithsonian Institution Building adjacent to Independence Avenue at Tenth Street, Southwest (H. Rept. 97–593);

H. Res. 489, providing for the consideration of H.R. 2643, to provide for the improvement of the Nation's airport and airway system (H. Rept. 97–594);

H. Res. 490, providing for the consideration of H.R. 6254, to amend title 3, United States Code, to clarify the function of the U.S. Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States (H. Rept. 97–595); and

H. Res. 491, providing for the consideration of H.R. 6370, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize additional international security and development assistance programs for fiscal year 1983 (H. Rept. 97–596).

Page 12773

**Presidential Veto Message:** Received and read a message from the President wherein he announced his veto of H.R. 5118, to provide water to the Pagago Tribe of Arizona and its members, to settle Papago Indian water rights claims in portions of the Papago reservations—ordered printed (H. Doc. 97–191).

Agreed to a motion providing that further consideration of the veto message be postponed to Thursday, June 10.

Page 12736

**Late Report:** Committee on Rules received permission to have until midnight tonight to file sundry reports.

Page 12737

**Presidential Message—Trade Act:** Received and read a message from the President wherein he transmits his recommendation for a further 12-month extension of the authority to waive subsection (a) and (b) of section 402 of the Trade Act of 1974—referred to the Committee on Ways and Means and Ordered printed (H. Doc. 97–190).

Page 12741

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Fire safety:* H. Con. Res. 288, amended, expressing the sense of the Congress that State and local governments should support the fire safety efforts of the United States Fire Administration to reduce lives and property damage lost by fire; and

Pages 12741–12746

*Aviation insurance:* H.R. 5930, to extend the aviation insurance program for five years.

Pages 12747–12748

**Intelligence Identities Protection:** House concluded the consideration of the conference report on H.R. 4, to amend the National Security Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources, on which the vote was postponed until Thursday, June 3.

Pages 12748–12761

**Referrals:** Four Senate-passed measures were referred to the appropriate House committees.

Page 12772

**Adjournment:** Met at noon and adjourned at 2:36 p.m.

## *Committee Meetings*

### HUD-HELD PROPERTIES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing concerning the Department of Housing and Urban Development's plans to sell seven HUD-owned rental projects to individuals by way of a negotiated deal rather than through traditional competitive bidding procedures. Testimony was heard from Philip Abrams, Acting Assistant Secretary of Housing, Department of Housing and Urban Development.

### MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported the following bills: H.R. 5008, amended, Communications Technical Amendments Act of 1981; H.R. 6384, to extend title XVII of the Public Health Service Act; H.R. 6458, amended, to amend the Public Health Service Act and related laws to consolidate the laws relating to the Alcohol, Drug Abuse, and Mental Health Administration, the National Institute of Mental Health, and the National Institute of Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse, and H.R. 6355, amended, to make technical corrections in health and other laws amended by the Omnibus Budget Reconciliation Act of 1981.

The Committee also began markup of H.R. 6457, Health Research Extension Act of 1982.

Committee recessed subject to call.

### PRESIDENTIAL CERTIFICATIONS ON CONDITIONS IN EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs approved for full Committee action H.J. Res. 494, with regard to Presidential certifications on conditions in El Salvador.

## U.S.-JAPANESE ECONOMIC RELATIONS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Asian and Pacific Affairs held a hearing on U.S.-Japanese Economic Relations. Testimony was held from public witnesses.

Hearings continue June 9.

## FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from Robert A. Weir, Jr., Assistant U.S. Attorney, Newark, New Jersey, and a public witness.

Hearings continue tomorrow.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Criminal Justice held an oversight hearing on the operation of the Exclusionary Rule. Testimony was heard from D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice, and public witnesses.

Hearings continue June 9.

## INTERNATIONAL SECURITY AND DEVELOPMENT COOPERATION ACT OF 1982

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6370, International Security and Development Cooperation Act of 1982. Testimony was heard from Chairman Zablocki and Representative Broomfield.

## AIRPORT AND AIRWAY IMPROVEMENT ACT

*Committee on Rules:* Granted a modified open rule providing for consideration of H.R. 2643, Airport and Airway Improvement Act of 1981; providing four hours of general debate, one hour to be divided between the chairman and ranking minority member of the Committee on Public Works and Transportation, one hour to be divided between the chairman and ranking minority member of the Committee on Science and Technology, and two hours to be divided between the chairman and ranking minority member of the Committee on Ways and Means; waiving section 402(a) of the Congressional Budget Act against consideration of the bill; providing for consideration of the Public Works Committee amendment in the nature of a substitute as an original bill for the purpose of amendment, and waiving clause 5, Rule XXI against said substitute which shall be considered as having been read for amendment; providing for the consideration of the Science and Technology Committee amendments in the bill and the text of H.R. 6193, to authorize appropriations for fiscal year 1983 for research, engineering and development, and demonstration projects relating to aviation, if offered as amendments to the substitute; providing for the consideration of the text of the Ways and Means Committee amendment, H.R. 4800, Airport and Airway Revenue Act of 1982, as an amendment adding a title to the substitute and waiving clause 7, Rule XVI and clause 5, Rule XXI against said amendment; providing that said amendment shall not be subject to amendment except by pro forma amendments and by germane Way and Means Committee amendments; after the disposition of the Ways and Means amendment, no further amendments shall be in order; providing one motion to recommit with or without instructions. Testimony was heard from Chairman Howard and Representatives Minetta, Rangel, Heftel, Glickman, Clausen, Conable and Moore.

## HOUSING AND URBAN-RURAL RECOVERY ACT OF 1982

*Committee on Rules:* Heard testimony from Chairman St Germain and Representatives Gonzalez and Wylie but took no action on H.R. 6296, Housing and Urban-Rural Recovery Act of 1982.

## FOREIGN MISSIONS PROTECTION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6254, to amend title 3, United States Code, to clarify the function of the U.S. Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States. Testimony was heard from Representatives Fary, Ferraro and Stangeland.

## JFK CENTER

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5566, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts. Testimony was heard from Representatives Fary and Stangeland.

## SMITHSONIAN INSTITUTION MUSEUM OF AFRICAN ART AND A CENTER FOR EASTERN ART AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5679, to authorize the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern art together with structures for related educational activities in the area south of the original Smithsonian Institution Building adjacent to Independence Avenue at Tenth Street, Southwest, in the city of

Washington. Testimony was heard from Representatives Fary and Stangeland.

### DOE NATIONAL LABORATORIES

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production held a joint hearing on impacts of Budget Uncertainty on the DOE National Laboratories. Testimony was heard from the following officials of the Department of Energy: Jan W. Mares, Acting Deputy Under Secretary; Robert Hart, Oak Ridge, Joe La Grone, San Francisco, Robert H. Bauer, Chicago and Alex G. Fremling, Richland, Washington, all Managers of Field Operations Offices and public witnesses.

### ROBOTICS

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Robotics. Testimony was heard from public witnesses.

---

## *Joint Meeting*

### MONETARY POLICY

*Joint Economic Committee:* Committee began hearings to examine the future of monetary policy, providing guidelines to the Federal Reserve to reevaluate its present monetary targets as budget deficits are reduced, receiving testimony from Eliot Janeway, Janeway Publishing and Research Company, New York City; Donald A. Nichols, University of Wisconsin, Madison; Edward F. Renshaw, State University of New York, Albany; and Steven M. Roberts, American Express Company, Washington, D.C.

Hearings continue on Tuesday, June 8.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through May 31, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 64 | 61 | .. |
| Time in session | 423 hrs., 22' | 230 hrs., 40' | |
| Congressional Record: | | | |
| Pages of proceedings | 6,436 | 3,128 | .. |
| Extensions of Remarks | .. | .. | 2,574 |
| Public bills enacted into law | 23 | 18 | 41 |
| Private bills enacted into law | 2 | 6 | 8 |
| Bills in conference | 2 | 5 | |
| Bills through conference | | | |
| Measures passed, total | 203 | 149 | 352 |
| Senate bills | 66 | 20 | |
| House bills | 23 | 42 | |
| Senate joint resolutions | 30 | 13 | |
| House joint resolutions | 13 | 17 | |
| Senate concurrent resolutions | 13 | 8 | |
| House concurrent resolutions | 5 | 11 | |
| Simple resolutions | 53 | 38 | |
| Measures reported, total | *214 | *161 | 375 |
| Senate bills | 103 | 5 | |
| House bills | 23 | 123 | |
| Senate joint resolutions | 28 | .. | |
| House joint resolutions | .. | 6 | |
| Senate concurrent resolutions | 10 | 1 | |
| House concurrent resolutions | .. | 2 | |
| Simple resolutions | 47 | 24 | |
| Special reports | 2 | 7 | |
| Conference reports | 1 | 2 | |
| Measures pending on calendar | 149 | 110 | |
| Measures introduced, total | 833 | 1,620 | 2,453 |
| Bills | 598 | 1,219 | |
| Joint resolutions | 62 | 116 | |
| Concurrent resolutions | 45 | 109 | |
| Simple resolutions | 128 | 176 | |
| Quorum calls | 35 | 6 | |
| Yea-and-nay votes | 168 | 76 | |
| Recorded votes | .. | 48 | |
| Bills vetoed | 1 | 1 | 2 |
| Vetoes overridden | | | |

* These figures include all measures reported, even if there was no accompanying report. A total of 141 reports have been filed in the Senate, a total of 170 reports have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through May 31, 1982

Army nominations, totaling 28,121, disposed of as follows:

| | |
|---|---|
| Confirmed | 27,819 |
| Unconfirmed | 301 |
| Withdrawn | 1 |

Navy nominations, totaling 15,336 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 13,967 |
| Unconfirmed | 1,369 |

Air Force nominations, totaling 3,853 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 3,839 |
| Unconfirmed | 14 |

Marine Corps nominations, totaling 1,458, disposed of as follows:

| | |
|---|---|
| Confirmed | 1,455 |
| Unconfirmed | 3 |

Civilian nominations, totaling 2,199 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 1,850 |
| Unconfirmed | 341 |
| Withdrawn | 4 |
| Superseded by 1982 renomination confirmations | 4 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session | 50,967 |
| Total confirmed | 48,930 |
| Total unconfirmed | 2,028 |
| Total withdrawn | 5 |
| Total superseded by 1982 renomination confirmations | 4 |

## *Thursday, June 3, 1982*

# Senate

## *Chamber Action*

The Senate was not in session today. Its next meeting will be noon on Tuesday, June 8, 1982.

## *Committee Meetings*

No committee meetings were held.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 6529–6531; 3 private bills, H.R. 6532–6534; and 2 resolutions, H.J. Res. 498, and H. Res. 492 were introduced.

**Page 12824**

**Intelligence Identities Protection:** By a yea-and-nay vote of 315 yeas to 32 nays, Roll No. 131, the House agreed to the conference report on H.R. 4, to amend the National Securities Act of 1947 to prohibit the unauthorized disclosure of information identifying certain United States intelligence officers, agents, informants, and sources—clearing the measure for Senate action. This conference report was considered on Wednesday, June 2.

**Pages 12804–12805**

**Management Week:** House passed H.J. Res. 225, to designate the week beginning June 1, 1981, and ending June 7, 1981, as "Management Week in America".

Agreed to an amendment that changes the week designated.

Agreed to amend the title of the resolution.

**Page 12804**

**Child Abuse Prevention:** House passed S.J. Res. 149, to designate the week of June 6, 1982, through June 12, 1982, as "National Child Abuse Prevention Week"—clearing the measure for the President.

**Pages 12805–12806**

**Inventors' Day:** House passed S.J. Res. 140, designating February 11, 1983, "National Inventors' Day"—clearing the measure for the President.

**Page 12805**

**Theatre Week:** House passed S.J. Res. 131, designating "National Theatre Week"—clearing the measure for the President.

**Page 12805**

**Kennedy Center:** House passed H.R. 5566, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

Agreed to the committee amendment in the nature of a substitute.

H. Res. 487, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Pages 12807–12810**

**Smithsonian Institution Museum Construction:** House passed H.R. 5659, to authorize the Smithsonian Institution to construct a building for the Museum of African Art and a center for Eastern art together with structures for related educational activities in the area south of the original Smithsonian Institution Building adjacent to Independence Avenue at Tenth Street Southwest, in the city of Washington.

Agreed to the committee amendment in the nature of a substitute, as amended by an amendment that restricts the obligation or expenditure of funds.

Agreed to amend the title of the bill.

H. Res. 488, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Pages 12810–12814**

**Adjournment:** Met at 10 a.m. and adjourned at 11:35 a.m.

## *Committee Meetings*

### FEDERAL HOME LOAN MORTGAGE CORPORATION CHARTER ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development continued hearings on H.R. 6442, Federal Home Loan Mortgage Corporation Charter Act. Testimony was heard from Lawrence A. Kudlow, Associate Director for Economics and Planning, Office of Management and Budget; David Maxwell, Chairman of the Board, Federal National Mortgage Association, Department of Housing and Urban Development and public witnesses.

### FIRST CONCURRENT BUDGET RESOLUTION

*Committee on the Budget:* Ordered reported the First Concurrent Budget Resolution for fiscal year 1983 and revised Second Concurrent Budget Resolution for fiscal year 1982.

### CABLE COPYRIGHT LEGISLATION

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions. Testimony was heard from Bernie Wunder, Assistant Secretary of

Commerce; Mark S. Fowler, Chairman, FCC, and public witnesses.

### NATO

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East continued hearings on The Future Role of NATO. Testimony was heard from Representative Paul and a public witness.

Hearings continue June 9.

### ICA AND OVERSIGHT OF THE FOREIGN SERVICE ACT

*Committee on Foreign Affairs:* Subcommittee on International Operations held a hearing on the relocation of the U.S. International Communication Agency's offices and oversight of the Foreign Service Act. Testimony was heard from Charles Z. Wick, Director, U.S. International Communication Agency; Richard T. Kennedy, Under Secretary of State for Management and a public witness.

Hearings continue June 9.

### GOVERNMENT STATISTICS

*Committee on Government Operations:* Subcommittee on Legislation and National Security held a hearing on The Federal Government's Statistics and Statistical Policy. Testimony was heard from Christopher C. DeMuth, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget and public witnesses.

### FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from a public witness.

Hearings continue June 9.

### OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commerical Law held an oversight hearing on FTC Data Collection Program. Testimony was heard from James C. Miller, III, Chairman, FTC and a public witness.

### POSTAL SERVICE AMENDMENTS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Personnel and Modernization continued hearings on H.R. 3973, Postal Service Amendments of 1981 and S. 1407, Mail Order Consumer Protection Amendments of 1982. Testimony was heard from Janet Steiger, Commissioner, Postal Rate Commission and public witnesses.

### FAA AIR SLOTS

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held a hearing on the recent allocations and lottery held by the FAA of the rights to land ("slots") formerly held by Braniff Airways. Testimony was heard from the following officials of the FAA: Donald R. Segner, Associate Administrator for Policy and International Aviation; Edward Faberman, Deputy Chief Counsel and Harvey B. Safeer, Director, Office of Aviation Policy and Plans; Judith T. Connor, Assistance Secretary of Transportation for Policy and International Affairs; Dan McKinnon, Chairman, CAB and public witnesses.

### U.S. SOLAR AND CONSERVATION TECHNOLOGIES

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Investigations and Oversight held a joint hearing on U.S. Solar and Conservation Technologies in International Markets. Testimony was heard from public witnesses.

Hearings continue June 17.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, June 7, 1982*

# Senate

## *Chamber Action*

The Senate was not in session today. Its next meeting will be noon on Tuesday, June 8, 1982.

## *Committee Meetings*

No committee meetings were held.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 6535–6540; and 4 resolutions H.J. Res. 499 and 500, and H. Con. Res. 352 and 353 were introduced.

Page 12854

**Bills Reported:** Reports were filed as follows:

H. Con. Res. 352, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985 (H. Rept. 97–597);

H.R. 5081, to declare that the United States holds certain lands in trust for the Washoe Tribe of Nevada and California and to transfer certain other lands to the administration of the United States Forest Service, amended (H. Rept. 97–598); and

S. 1519, to designate certain national wildlife refuge lands (H. Rept. 97–599).

Page 12854

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 12847

**Consent Calendar:** On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

*Omlie Tower:* S. 896, to designate the control tower at Memphis International Airport the "Omlie Tower" (passed in lieu after vacating the earlier passage of H.R. 3072).

Sent to the Senate without amendment:

*Mississippi-Louisiana Compact:* H.R. 4903, granting the consent of the Congress to an interstate compact between the States of Mississippi and Louisiana establishing a commission to study the feasibility of rapid rail transit service between the two States.

Pages 12847-12849

**Presidential Message—Budget Deferrals:** Read a message from the President wherein he reports seven new deferrals totaling $14.5 million and revisions to two deferrals previously reported increasing the amount deferred by $140.5 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97-193).

Page 12850

**Adjournment:** Met at noon and adjourned at 12:36 p.m.

## *Committee Meetings*

### COMMODITIES FUTURES TRADING COMMISSION

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations and the Subcommittee on Telecommunications, Consumer Protection and Finance held a hearing on issues related to the Commodities Futures Trading Commission and on H.R. 5447, Futures Trading Act of 1982. Testimony was heard from John Shad, Chairman, SEC; Phillip McBride Johnson, Chairman, Commodity Futures Trading Commission and public witnesses.

### DOE ENFORCEMENT

*Committee on Energy and Commerce:* On June 4, the Subcommittee on Oversight and Investigations held a hearing on DOE Enforcement: Reorganization of the Office of Special Investigations of the Economic Regulatory Administration. Testimony was heard from departmental witnesses.

### ALASKA RAILROAD

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a briefing on the Alaska Railroad. The Subcommittee was briefed by Richard D. Hull, Director, Lands Staff, Forest Service, USDA and William Horn, Deputy Undersecretary of the Interior.

### JAMAICAN BAUXITE

*Committee on Merchant Marine and Fisheries:* Held an oversight hearing on the purchase of Jamaican bauxite to replenish the National Defense Stockpile, and the role of the United States flag fleet in the transportation of cargoes procured for the United States account. Testimony was heard from Adm. Harold Shear, Administrator, Federal Maritime Administration; Carroll Jones, Acting Commissioner, GSA and public witnesses.

### PENSION FUNDING PROBLEMS

*Select Committee on Aging:* Held a hearing on Pension Funding Problems. Testimony was heard from Jeffrey Clayton, Administrator, Pension and Welfare Benefit Programs, Department of Labor; S. Allen Winborne, Assistant Commissioner, Employees Plans and Exempt Organizations, IRS, Department of the Treasury; Edwin Jones, Executive Director, Pension Benefit Guaranty Corporation; Alicia Munnell, Economist and Vice President, Federal Reserve Bank of Boston, Federal Reserve System and public witnesses.

## *Joint Meeting*

### EMPLOYMENT/UNEMPLOYMENT

*Joint Economic Committee:* On Friday, June 4, the committee concluded hearings on the employment/unemployment situation for the month of May, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, June 8, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 12886–12904*

**Bills Introduced:** Seven bills were introduced, as follows: S. 2604–2610.

Pages 12893–12894

**Bills Reported:** Reports were made as follows:

Reported May 28, 1982, during the adjournment of the Senate:

S. 2604, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration (S. Rept. No. 97-449).

S. 2605, authorizing funds for fiscal year 1983 for programs of the National Oceanic and Atmospheric Administration. (S. Rept. No. 97–450)

S. 2499, authorizing funds for the Federal Trade Commission for fiscal years 1983, 1984, and 1985, with amendments. (S. Rept. No. 97–451)

S. 2144, authorizing funds for fiscal year 1983 for programs of the Appalachian Regional Commission, with amendments. (S. Rept. No. 97–452)

S. 1941, providing for the reinstatement and validation of U.S. oil and gas leases numbered NM–25447 and NM–25452 ACQ, with amendments. (S. Rept. No. 97–453)

S. 2146, extending the lease terms of various Federal oil and gas leases from Clyde Aylesworth, Toledo Mining Company, Salt Lake City, Utah, with amendments. (S. Rept. No. 97–454)

S. 2218, providing for the development and improvement of the recreation facilities of Gateway National Recreation Area, New York City, and for utilization of its energy resources, with amendments. (S. Rept. No. 97–455)

S. 2481, providing for the reinstatement and validation of U.S. oil and gas lease numbered S–61985, with amendments. (S. Rept. No. 97–456)

S. 2349, authorizing funds for fiscal year 1983 for the National Science Foundation, with an amendment, in the nature of a substitute. (S. Rept. No. 97–457)

S. 2134, authorizing funds for services necessary to the nonperforming arts functions of the Kennedy Center for the Performing Arts, with an amendment. (S. Rept. No. 97–458)

S. 2250, authorizing funds for fiscal year 1983 for programs of the Disaster Relief Act, for administrative expenses of the Federal Emergency Management Agency, and restricting the long-range response and recovery provisions of the Act to natural catastrophes, with amendments. (S. Rept. No. 97–459)

S. 1909, providing for the reinstatement and validation of U.S. oil and gas lease number W–24153. (S. Rept. No. 97–460)

S. 2311, authorizing funds through fiscal year 1985 for certain health programs of the Department of Health and Human Services, with amendments. (S. Rept. No. 97–461)

S. 2451, authorizing funds for fiscal year 1983 for the public buildings program of the General Services Administration, with amendments. (S. Rept. No. 97–462)

S. 2607, authorizing funds for housing, community and neighborhood development programs, rural housing programs, and extending the flood, crime and riot insurance programs. (S. Rept. No. 97–463)

S. 2608, authorizing funds for fiscal year 1983 for international security and development assistance programs. (S. Rept. No. 97–464)

S. 2036, providing for State and local employment and training assistance, with an amendment in the nature of a substitute.

S. 2365, authorizing funds for fiscal years 1983 and 1984 for the National Institute on Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism, with amendments.

S. 2386, providing for the establishment of a system to collect and report data on the geographic distribution of Federal funds for each fiscal year by State, county and city area, with an amendment in the nature of a substitute.

S. 2457, providing for an increase in the funding level for the Federal payment to the government of the District of Columbia.

S. 2606, authorizing funds for fiscal year 1983 for Federal transit assistance programs of the Urban Mass Transit Administration.

S. Con. Res. 73, condemning the religious persecution by Iran of persons of the Baha'i faith, with amendments.

Reported today:

S.J. Res. 110, amending the Constitution to establish legislative authority in the Congress and the States with respect to abortion, with an amendment in the nature of a substitute. (With additional and minority views). (S. Rept. No. 465)

S. 349, providing for limited judicial review of the administrative action of the Veterans Administration, and for reasonable fees to attorneys representing legal counsel for veterans, with an amendment in the nature of a substitute. (S. Rept. No. 466)

S. 2385, authorizing funds for the VA health professional scholarship program, with an amendment in the nature of a substitute. (S. Rept. No. 467)

Report to accompany S. 2365, authorizing funds for fiscal years 1983 and 1984 for the National Institute on Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism. (S. Rept. No. 468)

Page 12893

**Presidential Messages:** Senate received the following messages from the President during the adjournment of the Senate: On June 2:

(1) Transmitting the recommendation for a further 12-month extension of the authority to waive subsection (a) and (b) of Section 402 of the Trade Act of 1974, which was referred to the Committee on Finance. (PM-142)

(2) Reporting seven new deferrals totaling $14.5 million and revisions to two deferrals previously reported increasing the amount deferred by $140.5 million, which was referred jointly to the Committees on Appropriation, Budget, Agriculture, Nutrition, and Forestry, Environment and Public Works, Labor and Human Resources, Foreign Relations, and Small Business. (PM-143)

Pages 12893–12894

**Nominations:** Senate received the following nominations during the adjournment of the Senate:

On June 2:

Henry A. Mentz, Jr., to be U.S. District Judge for the Eastern District of Louisiana.

Jaime Pieras, Jr., to be U.S. District Judge for the District of Puerto Rico.

Frank J. Donatelli, of Virginia, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

William C. Whitworth, to be U.S. Marshal for the District of South Carolina.

Routine lists of Air Force and Marine Corps nominations.

On June 3:

Robert H. Phinny, of California, to be Ambassador to the Kingdom of Swaziland.

Donald Barr, of Connecticut, Carl W. Salser, of Oregon, J. Floyd Hall, of South Carolina, Donna H. Hearne, of Missouri, George C. Roche III, of Michigan, M. Blouke Carus, of Illinois, Howard L. Hurwitz, of New York, Onalee McGraw, of Virginia, Penny Pullen, of Illinois, and Elaine Y. Schadler, of Pennsylvania, each to be a Member of the National Council on Educational Research.

Two Army nominations in the rank of General.

Routine list of Air Force nominations.

Pages 12905-12911

**Nominations Withdrawn:** On June 2, during the adjournment, Senate received notification of the withdrawal of the nomination of Richard H. Still, Jr., to be U.S. Attorney for the Northern District of Georgia.

Page 12911

**Messages From the President:** Page 12893

**Messages From the House:** Page 12894

**Measures Referred:** Page 12894

**Measures Ordered Placed on Calendar:** Page 12894

**Statements on Introduced Bills:** Pages 12896-12898

**Notices of Hearings:** Pages 12899-12900

**Additional Statements:** Pages 12899-12904

**Nominations:** Pages 12905-12911

**Recess:** Senate convened at 12 noon, and recessed at 12:49 p.m., until 11 a.m., on Wednesday, June 9, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 12905.)

## *Committee Meetings*

### APPROPRIATIONS—FOREIGN ASSISTANCE

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Thursday, June 10.

### PUBLIC UTILITY HOLDING COMPANY ACT

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities resumed hearings on S. 1869, S. 1870, S. 1817, and S. 1977, bills to amend or repeal the Public Utility Holding Company Act of 1935, receiving testimony from John S. R. Shad, Chairman, and Bevis Longstreth, Member, both of the Securities and Exchange Commission; William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Richard E. Schuler, New York Public Service Commission, Albany, on behalf of the National Association of Regulatory Utility Commissioners; Vince Stanley, V. J. Stanley, Inc., Rochester, New York, on behalf of the American Supply Association; Leonard X. Farbman, M. Farbman & Sons, Inc., New York City, on behalf of the National Association of Plumbing, Heating and Cooling Contractors; and New Mexico State Senator Tom Lewis, Albuquerque.

Hearings continue on Thursday, June 10.

### COAL UTILIZATION AND DISTRIBUTION

*Committee on Energy and Natural Resources:* Committee concluded hearings on S. 1844, to facilitate the development of interstate coal pipeline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest, after receiving testimony from Senators Zorinsky and Abdnor; Representatives, Coleman, Edgar and Craig; Warren Nuefeld, South Dakota Secretary of Water and Natural Resources, Pierre; Colorado State Representative A. J. Spano, Denver; Frank J. Trelease, University of the Pacific, Sacramento, California; Gary L. Widman, Fulbright & Jaworski, Washington, D.C.; and Edward W. Clyde, Clyde, Pratt, Gibbs & Cahoon, Salt Lake City, Utah.

### S.S. TRUST FUND INVESTMENT POLICY

*Committee on Finance:* Subcommittee on Social Security and Income Maintenance Programs concluded hearings on social security trust fund investment policy, after receiving testimony from Senators Proxmire and Stennis; Representative Shamansky; Mark E. Stalnecker, Deputy Assistant Secretary of the Treasury for Federal Finance; Alice M. Rivlin, Director, Congressional Budget Office; Harry C. Ballantyne, Chief Actuary, Social Security Administration, Baltimore, Maryland; and Robert J. Myers, National Commission on Social Security Reform, Washington, D.C.

### MIDDLE EAST

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in the Middle East from Ambassador Richard Fairbanks, Special Negotiator for Middle East Autonomy, Department of State.

Committee recessed subject to call.

### U.S. POLICIES AND PROGRAMS IN SOUTHEAST ASIA

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs held hearings to examine political, economic, and military interests in Southeast Asia, receiving testimony from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs; Richard L. Armitage, Deputy Assistant Secretary of Defense for International Security Affairs (East Asia and Pacific Affairs); and Craig A. Nalen, President, Overseas Private Investment Corporation.

Hearings continue on Thursday, June 10.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 6541–6543; 2 private bills, H.R. 6544 and 6545; and 5 resolutions, H.J. Res. 501 and 502, H. Con. Res. 354, and H. Res. 493 and 494 were introduced.

**Pages 12963-12964**

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Patent and Trademark Office authorizations:* H.R. 6260, amended, to authorize appropriations to the Patent and Trademark Office in the Department of Commerce;

**Pages 12912-12915**

*WEB water project:* H.R. 4347, amended, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power;

**Pages 12916-12923**

*Small Business Investment Act amendments:* H.R. 6086, amended, to amend the Small Business Act and the Small Business Investment Act of 1958. Agreed to amend the title of the bill. Subsequently, this passage was vacated and S. 1947, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 1947, and asked a conference. Appointed as conferees: Representatives Smith of Iowa, Addabbo, Gonzalez, Richmond, Hatcher, Savage, McDade, Conte, Stanton of Ohio, Broomfield, and Williams of Ohio;

**Pages 12922-12932**

*Gladys Noon Spellman Parkway:* H.R. 4848, amended, entitled the "Gladys Noon Spellman Parkway";

**Pages 12933-12936**

*Fisheries loan fund:* H.R. 5662, amended, to extend until October 1, 1983, the authority and authorization of appropriations for certain programs under the Fish and Wildlife Act of 1956; and

**Pages 12948-12951**

*Anadromous Fish Act authorization:* H.R. 5663, amended, to authorize appropriations to carry out the Anadromous Fish Conservation Act during fiscal year 1983. Agreed to amend the title of the bill; and

**Pages 15261-15263**

*Endangered Species Act authorization:* H.R. 6133, amended, to authorize appropriations to carry out the Endangered Species Act of 1973, as amended, through fiscal year 1984. Agreed to amend the title of the bill.

**Pages 12954-12958**

**American Conservation Corps:** House completed all debate on a motion to suspend the rules and pass H.R. 4861, amended, to provide for the conservation, rehabilitation, and improvement of natural and cultural resouces located on public or Indian lands, on which the vote was postponed until Wednesday, June 9.

**Pages 12936-12946**

**Budget Amendments:** Representatives Jones of Oklahoma and Latta received permission to have until 6 p.m. tonight to file amendments in the nature of substitutes to H. Con. Res. 352, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985.

**Page 12962**

**Adjournment:** Met at noon and adjourned at 2:50 p.m.

## *Committee Meetings*

### MOUNT SAINT HELENS NATIONAL VOLCANIC AREA ACT

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy approved for full Committee action as amended H.R. 5773, Mount Saint Helens National Volcanic Area Act of 1982.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to receive a briefing on Soviet Economy. The Subcommittee was briefed by the following officials of the Defense Intelligence Agency: Dr. Edward Collins, Vice Director for Foreign Intelligence and Ron Davis, Senior Intelligence Officer.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Stuart Symington, former Senator, State of Missouri and Gen. Brent Snowcroft, USAF (Ret.), former Special Assistant to the President for National Security Affairs.

Hearings continue June 16.

### EMPLOYMENT RISKS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy continued hearings on employment risks from present credit and business liquidity conditions. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### VOCATIONAL EDUCATION ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on student organizations. Testimony was heard from public witnesses.

Hearings continue June 16.

### NUCLEAR WASTE LEGISLATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on nuclear waste. Testimony was heard from Representative Santini and James D. Edwards, Secretary of Energy.

Hearings continue June 10.

### OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance concluded oversight hearings on Foreign Corrupt Practices Act. Testimony was heard from public witnesses.

### ALASKA RAILROAD

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on Sec. 507, transfer of the Alaska Railroad of H.R. 6308, Rail Safety and Service Improvement Act of 1982. Testimony was heard from Robert W. Blanchette, Administrator, Federal Railroad Administration, Department of Transportation; from the following officials of the State of Alaska: Robert W. Ward, Commissioner, Department of Transportation and Public Facilities and John W. Katz, Commissioner, Department of Natural Resources and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources held a hearing on the following bills: H.R. 5536, to authorize the Secretary of the Interior to engage in feasibility studies of water resource development and for other purposes in the Central Platte Valley, Nebr.; H.R. 6187, to authorize and direct the Secretary of the Interior to engage in a special study of the potential for ground water recharge in the Great Plains States, and H.R. 6188, to authorize the Secretary of the Interior to participate with the State of Nebraska in studies of Platte River water resource use and development. Testimony was heard from Representatives Smith of Nebraska and Daub; Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior and public witnesses.

### USER FEE PROPOSAL

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held a hearing on Coast Guard user fee proposal by the Department of Transportation. Testimony was heard from the following officials of the Department of Transportation: Adm. James S. Gracey, Commandant, U.S. Coast Guard and Darrell Trent, Deputy Secretary and public witnesses.

### POSTAL REORGANIZATION ACT EFFECTIVENESS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization concluded joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

### PROSPECTUSES

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved seven repair and alteration, one acquisition and three lease prospectuses.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Richard O. Haase, Commissioner, Public Buildings Services, GSA.

### COAST GUARD AUTHORIZATION; RESOURCE CONSERVATION AND RECOVERY ACT REAUTHORIZATION

*Committee on Public Works and Transportation:* Subcommittee on Water Resources approved for full Committee action on the following bills: H.R. 5617, Coast Guard Authorization Act for 1983 and 1984 and H.R. 6307, amended, Resource Conservation and Recovery Act Reauthorization Act of 1982.

### WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on proposed water resources development projects. Testimony was heard from William R. Gianelli, Assistant Secretary of the Army (Civil Works); Maj. Gen. E. R. Heiberg, III, Director of Civil Works, U.S. Army Corps of Engineers and Col. Arthur E. Williams, Assistant Director of Civil Works, Upper Mississippi Basin and Great Lakes, Office of the Chief of Engineers.

Hearings continue tomorrow.

### ELECTRIC POWER SYSTEM RELIABILITY

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production held a joint hearing on Electric Power System Reliability. Testimony was heard from public witnesses.

Hearings continue June 10.

### CLEAN WATER ACT

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agricultural Research and Environment held a hearing on research needs of Clean Water Act. Testimony was heard from Russell H. Langford, Associate Chief Hydrologist, Water Resources Division, Geological Survey, Department of the Interior and public witnesses.

Hearings continue June 10.

## *Joint Meeting*

### MONETARY POLICY

*Joint Economic Committee:* Committee resumed hearings to examine the future of monetary policy, providing guidelines to the Federal Reserve to reevaluate its present monetary targets as budget deficits are reduced, receiving testimony from Albert T. Sommers, The Conference Board, New York City; John H. Hotson, University of Waterloo, Ontario, Canada; and Harvey D. Wilmeth, Northwestern Mutual Life Insurance Co., Milwaukee, Wisconsin.

Hearings continue on Thursday, June 10.

# *Wednesday, June 9, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 13071–13233*

**Bills Introduced:** Six bills and three resolutions were introduced, as follows: S. 2611–2616, S.J. Res. 200–201, and S. Res. 407.

Page 13206

**Bills Reported:** Reports were made as follows:

Report to accompany S. 2036, providing for State and local employment and training assistance (S. Rept. No. 97–469).

S.J. Res. 158, reaffirming the 1962 resolution on Cuba banning a Soviet military base in Cuba, with an amendment in the nature of a substitute (with minority views). (S. Rept. No. 97–470).

Report to accompany S. 2457, providing for an increase in the funding level for the Federal payment to the government of the District of Columbia. (S. Rept. No. 97–471).

S. 2222, revising and reforming U.S. immigration laws, with an amendment in the nature of a substitute.

Page 13206

**Measures Passed:**

*National Telecommunications and Information Administration Authorizations, 1982:* Senate passed with amendments S. 2181, authorizing funds for fiscal year 1983 for the National Telecommunications and Information Administration, Department of Commerce, after agreeing to the following amendment proposed thereto:

Stevens (for Schmitt) unprinted amendment No. 1017, providing for a study of the long-range telecommunications and information goals of the United States.

Pages 13085 13087

*Conservation Programs on Military Reservations and Public Lands:* Senate passed with amendments H.R. 1952, authorizing funds for fiscal years 1983, 1984, and 1985 for certain conservation programs on military reservations and public lands.

Page 13086

*Thailand's Bicentennial:* Senate agreed to S. Con. Res. 98, expressing the sense of the Congress on the occasion of the bicentennial of Thailand.

Page 13087

*Appalachian Transition Assistance Act of 1982:* Senate passed with amendments S. 2144, authorizing funds for fiscal year 1983 for programs of the Appalachian Regional Commission.

Pages 13089 13092

*Development of Resources at Gateway National Recreation Area:* Senate passed with amendments S. 2218, providing for the development and improvement of the recreation facilities of Gateway National Recreation Area, New York City, and for utilization of its energy resources.

**Page 13092**

*Disaster Relief Act Amendments of 1982:* Senate passed with amendments S. 2250, authorizing funds for fiscal year 1983 for programs of the Disaster Relief Act, for administrative expenses of the Federal Emergency Management Agency, and restricting the long-range response and recovery provisions of the Act to natural catastrophes.

**Pages 13092-13096**

*Public Buildings Authorizations Act of 1982:* Senate passed with amendments S. 2451, authorizing funds for fiscal year 1983 for the public buildings program of the General Services Administration.

**Pages 13096-13097**

*John F. Kennedy Center for the Performing Arts:* Senate passed H.R. 5566, authorizing funds for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

S. 2134, Senate companion measure, was indefinitely postponed.

**Page 13097**

*Protection Island Wildlife Refugee:* Senate passed with amendments H.R. 1486, authorizing funds for the establishment of the Protection Island National Wildlife Refuge, in Jefferson County, Washington, after agreeing to the following amendment proposed thereto:

Stevens (for Gorton and Jackson) unprinted amendment No. 1018, providing for transfer of ownership, jurisdiction, and control over the Jones Island National Wildlife Refuge to the State of Washington for use as a public recreation area to be managed in accordance with the applicable laws of the State of Washington.

**Pages 13097-13099**

*NASA Authorizations, 1983:* Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 5890, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration, and the measure was then passed after striking all after the enacting clause and inserting in lieu thereof the text of S. 2604, Senate companion measure.

S. 2604 was then indefinitely postponed.

**Pages 13087-13089**

*Validating Certain Oil Placer Claims:* Senate passed with an amendment in the nature of a substitute S. 1660, validating certain oil placer claims in Hot Springs County, Wyoming.

**Page 13173**

*Oliver Wendell Holmes Devise:* Senate passed S. 2582, providing for an increase in the amount of interest paid on the money of the Oliver Wendell Holmes Devise Fund deposited with the U.S. Treasury.

**Page 13174**

*National Museum of the Smithsonian Institution Authorizations:* Senate passed with an amendment S. 2390, authorizing funds for fiscal years 1983, 1984, and 1985 for the National Museum of the Smithsonian Institution to assist museums with the study of museum problems and opportunities.

**Page 13174**

*Appointment to Board of Regents of Smithsonian Institution:* Senate passed S.J. Res. 194, providing for the appointment of Nancy Hanks as a Citizen Regent of the Board of Regents of the Smithsonian Institution.

**Page 13174**

*Printing Authorization:* Senate agreed to S. Res. 342, authorizing the printing of "Background Information on the Committee on Foreign Relations, United States Senate," as a Senate document.

**Page 13174**

*Increasing Limitation on Expenditures for Procurement of Consultants and Training Professional Staff:* Senate agreed to S. Res. 401, increasing the limitation on expenditures by the Committee on Appropriations for the procurement of consultants and the training of professional staff.

**Page 13174**

*Printing Authorization:* Senate agreed to S. Res. 402, authorizing the printing of additional copies of the Committee on Foreign Relations committee print entitled "NATO Today: The Alliance in Evolution," as a Senate document.

**Page 13174**

*Payment of Gratuities:* Senate agreed to S. Res. 403, S. Res. 404, and S. Res. 405, paying gratuities to the survivors of certain deceased Senate employees.

**Page 13175**

*Smithsonian Institution Interest Rate Adjustment:* Senate passed H.R. 6132, relating to the adjustment of the rate of interest paid on funds of the Smithsonian Institution deposited with the U.S. Treasury.

**Page 13175**

*Capitol Reef National Park, Utah:* Senate passed with amendments S. 1872, extending the period of grazing privileges afforded to privately owned lands within the Capitol Reef National Park In Utah.

**Page 13175**

*Construction of Building for Museum of African Art and Center for Eastern Art:* Senate passed H.R. 5659, authorizing funds to the Board of Regents of the Smithsonian Institution to construct a building for the Museum of African Art and a Center for Eastern Art.

S. 2102, Senate companion measure, was indefinitely postponed.

Pages 13175–13176

*Endangered Species Act Amendments of 1982:* Committee on Environment and Public Works was discharged from further consideration of H.R. 6133, authorizing funds for fiscal years 1983, 1984, and 1985 to provide protection for endangered species of plants and animals, and the measure was passed after striking all after the enacting clause and inserting in lieu thereof the text of S. 2309, after agreeing to committee amendments and amendments proposed thereto, as follows:

(1) Stevens (for Chafee) unprinted amendment No. 1019, providing that any importation into the United States of a noncommercial shipment of fish or wildlife shall, under certain circumstances, be an importation not in violation of any provision of the Act or any regulation issued pursuant to the Act while such fish or wildlife remain in the control of the United States Customs Services.

Page 13181

(2) Stevens unprinted amendment No. 1020, providing that if, in the case of any regulation proposed by the Secretary, a State agency with jurisdiction over the area in which a species affected by the proposed regulation is resident files comments disagreeing with all or part of the proposed regulation, and the Secretary issues a final regulation which is in conflict with such comments, or if the Secretary fails to adopt a regulation pursuant to an action petitioned by a State agency under paragraph (3) of subsection (b), the Secretary shall submit to the State agency a written justification for his failure to adopt regulations consistent with the agency's comments or petition.

Page 13182

S. 2309 was then indefinitely postponed.

Pages 13176–13184

*Baltic Freedom Day:* Senate passed S.J. Res. 201, authorizing and requesting the President to issue a proclamation for the observance of "Baltic Freedom Day" with appropriate ceremonies and activities.

Pages 13184–13187

*Admiral Rickover Gold Medal:* By 91 yeas to 1 nay, Senate passed H.R. 5432, authorizing the presentation on behalf of the Congress of a specially struck gold medal to Admiral Hyman George Rickover.

Pages 13106–13109

**Voting Rights Act Extension:** Senate began consideration of a motion to proceed to consider S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965.

A unanimous consent agreement was reached providing that if a cloture motion is filed by the Majority Leader on Monday, June 14, the vote thereon will occur on Tuesday, June 15, at 3 p.m.

Pages 13107–13171

**Conferees:** By unanimous consent, Senator Johnston was excused as a conferee on H.R. 5922, Urgent Supplemental Appropriations, 1982, and Senators Specter and Leahy were appointed as additional conferees thereon.

Page 13187

**Confirmation:** Senate confirmed the nomination of John N. McMahon, of Maryland, to be Deputy Director of Central Intelligence.

Page 13233

**Nominations:** Senate received the following nominations:

Jeane J. Kirkpatrick, of Maryland, Senator John W. Warner, of the State of Virginia; Representative Samuel S. Stratton, of the State of New York, Edwin J. Feulner, Jr., of Virginia, and Eugene V. Rostow, of Connecticut, each to be a Representative to the Twelfth Special Session of the United Nations General Assembly Devoted to Disarmament; and Kenneth L. Adelman, of Virginia, Senator Sam Nunn, of the State of Georgia, Representative Jack Kemp, of the State of New York, Louis G. Fields, Jr., of Virginia, and Fred C. Ikle, of Maryland, each to be an Alternate Representative to the Twelfth Special Session of the United Nations General Assembly Devoted to Disarmament.

Page 13232

**Messages From the President:** Page 13205

**Messages From the House:** Page 13205

**Measures Referred:** Page 13206

**Statements on Introduced Bills:** Pages 13206–13209

**Amendments Submitted for Printing:** Page 13211

**Notices of Hearings:** Page 13211

**Committee Authority To Meet:** Pages 13212–13213

**Additional Statements:** Pages 13212–13231

**Nominations:** Page 13232

**Confirmations:** Page 13233

**Record Vote:** One record vote was taken today. (Total—169)

Page 13107

**Recess:** Senate convened at 11 a.m., and recessed at 6:30 p.m., until 10 a.m., on Thursday, June 10, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on pages 13232–13233.)

## *Committee Meetings*

### FOOD STAMPS

*Committee on Agriculture, Nutrition, and Forestry:* Committee began markup of S. 2352, S. 2392, S. 2480, and S. 2493, bills authorizing funds for the food stamp program, and providing for increased State responsibility, but did not complete action thereon, and will meet again on tomorrow.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

### STRATEGIC STOCKPILE

*Committee on Armed Services:* Subcommittee on Preparedness held hearings on matters relating to the needs of the strategic stockpile and if those needs are being met, receiving testimony from Senators DeConcini and Schmitt; Major General Bennett L. Lewis, Executive Deputy Director, Federal Emergency Management Agency; and Carroll Jones, Acting Commissioner, Federal Property Resources Service, General Services Administration.

Hearings continue on tomorrow.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Donald D. Engen, of Virginia, to be a Member of the National Transportation Safety Board, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf. Testimony was also received from W. Lawrence Graves, Aircraft Owners and Pilots Association, Bethesda, Maryland.

### ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee resumed markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again tomorrow.

### GOVERNMENT PROCUREMENT CODE

*Committee on Finance:* Subcommittee on International Trade concluded oversight hearings on the Government Procurement Code and related agreements, focusing on foreign government commitments under the Code and U.S. sales to foreign governments, after receiving testimony from Ambassador William E. Brock, U.S. Trade Representative, and Lionel H. Olmer, Undersecretary of Commerce for International Trade.

### ENERGY TAX OPTIONS

*Committee on Finance:* Subcommittee on Energy and Agricultural Taxation concluded hearings on energy tax options, focusing on the impact of new energy taxes on the ability of U.S. industry to compete with foreign counterparts, after receiving testimony from Senator Nickles; Charles J. DiBona, American Petroleum Institute, Robert E. Vinson, Independent Petroleum Association of America, Carl E. Bagge, National Coal Association, William U. Chandler, Environmental Policy Center, R. Thomas Van Arsdall, National Council of Farmer Cooperatives, Peter Koltnow, Highway Users Federation, Katherine I. Hall, and Gerald Donaldson, both of the Center for Auto Safety, Mark N. Cooper, Consumer Energy Council of America, William Toohey, Travel Industry Association, and Paul R. Ignatius, Air Transport Association, all of Washington, D.C., Michael Baly III, American Gas Association, Arlington, Virginia, Arthur Seder, Jr., American Natural Resources Company, Michigan-Wisconsin Pipeline Company, Detroit, on behalf of Interstate Natural Gas Association of America, Richard C. Perry, on behalf of Petrochemical Energy Group, Danbury, Connecticut; Richard Ludwig, Hammermill Paper Company, Erie, Pennsylvania, on behalf of American Paper Institute; and Eric Thompson, M.F.A., Inc., Columbia, Missouri, and Ralph Hofstad, Land o' Lakes, Minneapolis, Minnesota, both representing the National Council of Farmer Cooperatives.

### NUCLEAR ARMS REDUCTION

*Committee on Foreign Relations:* Committee ordered favorably reported an original resolution (S.J. Res. 212) calling on the United States to seek deep reductions in strategic offensive arms in the proposed START talks, in lieu of S.J. Res. 163, S.J. Res. 171, S.J. Res. 177, S.J. Res. 191, S. Res. 242, S. Res. 323, S. Res. 343, S. Res. 370, S. Res. 391, S. Ex. Res. 5, S. Ex. Res. 6, S. Con. Res. 81, and S. Con. Res. 99.

### CRIMINAL CODE/TORT ACTIONS

*Committee on the Judiciary:* Subcommittee on Agency Administration began markup of S. 1775, making the Federal Government liable for tort claims and generally the exclusive defendant in all tort suits involving Government employees acting within the scope of their employment, but did not complete action thereon and recessed subject to call.

### VA OUTPATIENT HEALTH CARE

*Committee on Veterans' Affairs:* Committee concluded oversight hearings on the Veterans' Administration outpatient health care system and the ability of the VA to handle present and future patient workloads.

after receiving testimony from D. Earl Brown, Jr., Associate Deputy Chief Medical Director, Marjorie R. Quandt, Assistant Chief Medical Director for Administration, and Arthur J. Lewis, Deputy Associate Chief Medical Director for Professional Services, all of the Veterans' Administration; Rodney C. Baker, Veterans' Administration Medical Center, Little Rock, Arkansas; William J. Bickers, Veterans' Administration Medical Center, Memphis, Tennessee; Gilbert Houston, Veterans' Administration Outpatient Clinic, Fort Meyers, Florida; and John F. Sommer, Jr. and Paul S. Egan, both of the American Legion, Donald H. Schwab, Veterans of Foreign Wars of the United States, and Gabriel P. Brinsky and Peter B. Currier, both of AMVETS, all of Washington, D.C.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and will meet again on Tuesday, June 15.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 6546–6557; 3 private bills, H.R. 6558–6560; and 10 resolutions, H.J. Res. 503–508, H. Con. Res. 355, and H. Res. 495–497 were introduced.

**Pages 13068–13069**

**Report Filed:** One report was filed as follows: H. Res. 496, providing for the consideration of H. Con. Res. 352, revising the congressional budget for the United States Government for the fiscal year 1982 and setting for the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985 (H. Rept. 97–600).

**Page 13068**

**Journal:** By a yea-and-nay vote of 340 yeas to 25 nays with 2 voting "present", Roll No. 132, the House approved the Journal of Tuesday, June 8.

**Pages 13018–13019**

**Late Report:** Committee on Rules received permission to have until midnight tonight to file a certain privileged report.

**Page 13019**

**Committee Elections:** House agreed to H. Res. 495, electing Representative Gunderson to the Committee on Education and Labor and Representative Shaw to the Committee on the Judiciary.

**Page 13019**

**American Conservation Corps:** By a yea-and-nay vote of 291 yeas to 102 nays, Roll No. 133, the House passed H.R. 4861, amended, to provide for the conservation, rehabilitation, and improvement of natural and cultural resources located on public or Indian lands. Agreed to amend the title. This bill was debated on Tuesday, June 8.

**Pages 13025–13026**

**Urgent Supplemental Appropriations:** House disagreed to the amendments of the Senate to H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982; and agreed to a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Benjamin, Fazio, Conte, McDade, Edwards of Alabama, Myers, Miller of Ohio, Coughlin, and Young of Florida.

Agreed to a motion, as amended (amendment agreed to by a yea-and-nay vote of 356 yeas to 43 nays, Roll No. 135), to instruct House conferees to agree to Senate amendments numbered 50 (balanced budget provisions) and 62 (repeal of Members' special tax deduction) (motion agreed to by a yea-and-nay vote of 378 yeas to 7 nays, Roll No. 136).

Earlier, by a yea-and-nay vote of 176 yeas to 218 nays, Roll No. 134, failed to agree to order the previous question on the original motion to instruct conferees which sought to instruct conferees to agree to Senate amendment numbered 50 and to agree, with amendment, to Senate amendment numbered 62.

Conferees received permission to have until midnight tonight to file a conference report on H.R. 5922.

**Pages 13026–13050**

**Adjournment:** Met at 10 a.m. and adjourned at 3:40 p.m.

## *Committee Meetings*

### FARM CRISIS ACT

*Committee on Agriculture:* Held a hearing on H.R. 6274, Farm Crisis Act of 1982. Testimony was heard from John R. Block, Secretary of Agriculture.

### DAIRY PRICE SUPPORT PROPOSALS

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry held a hearing to review dairy price support proposals. Testimony was heard from Richard E. Lyng, Deputy Secretary of Agriculture and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Strategic Airlift. Testimony was heard from Frank C.

Carlucci, Deputy Secretary of Defense and Gen. Lew Allen, Chief of Staff, USAF.

## EMPLOYMENT RISKS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy continued hearings on employment risks from present credit and business liquidity conditions. Testimony was heard from public witnesses.

## NATIONAL DIFFUSION NETWORK ACT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 5818, National Diffusion Network Act. Testimony was heard from the following officials of the Department of Education: Lee Wickline, Director, National Diffusion Network and Donald Senese, Assistant Secretary for Educational Research and Improvement and public witnesses.

## PUBLIC UTILITY ACT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on the following bills: H.R. 5220, Public Utility Financial Reform Act; H.R. 5465, to repeal the Public Utility Holding Company Act of 1935 as no longer necessary to accomplish the purposes for which it was enacted, and H.R. 6134, to repeal the Public Utility Holding Company Act of 1935. Testimony was heard from the following officials of the SEC: John Shad, Chairman and Aaron Levy, Director, Division of Corporate Regulation and public witnesses.

## OIL INVENTORIES

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthethic Fuels held a hearing on declining U.S. Oil Inventories. Testimony was heard from Representative Ottinger; J. Erich Evered, Administrator, Energy Information Administration, Department of Energy and public witnesses.

## NATO

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East continued hearings on The Future Role of NATO. Testimony was heard from George Ball, former Under Secretary of State.

## INTERNATIONAL WHALING COMMISSION

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on preparations for the 34th International Whaling Commission meeting. Testimony was heard from John Byrne, Administrator, National Oceanic and Atmospheric Administration, Department of Commerce and U.S. Commissioner to the International Whaling Commission and public witnesses.

## U.S. INTERNATIONAL COMPETITIVENESS: MACHINE TOOLS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on International Competitiveness: Machine Tools. Testimony was heard from public witnesses.

## SYNTHETIC FUELS INDUSTRY

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held a hearing on the synthetic fuels industry in today's economic climate. Testimony was heard from Edward E. Noble, Chairman, U.S. Synthetic Fuels Corporation.

## ACTION AGENCY

*Committee on Government Operations:* Subcommittee on Manpower and Housing and the Subcommittee on Select Education of the Committee on Education and Labor held a joint hearing on VISTA and management of the ACTION Agency. Testimony was heard from Thomas Paukin, Director, ACTION.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: H.R. 4365, amended, to provide that per capita payments to Indians may be made by tribal governments and H.R. 4483, to provide for confirmation of the repayment contract of the Dallas Creek participating project of the Upper Colorado River storage project.

## FBI UNDERCOVER GUIDELINES

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from Robert A. Weir, Jr., Assistant U.S. Attorney, Newark, New Jersey and a public witness.

Hearings continue June 17.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on contribution-judicial impact. Testimony was heard from William W. Schwarzer, U.S. District Judge, Northern District of California and Hubert L. Will, Senior U.S. District Judge, Northern District of Illinois.

## GAMBLING ON CERTAIN PASSENGER VESSELS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 5035, to amend the Merchant Marine Act of 1936 to allow gambling on certain passenger vessels. Testimony was heard from representatives of the Department of Justice and the Department of Transportation and public witnesses.

## MISCELLANEOUS MEASURES; PROSPECTUSES

*Committee on Public Works and Transportation:* Ordered reported the following bills: H.R. 5617, Coast Guard Authorization Act for 1983 and 1984; H.R. 6307, amended, Resource Conservation and Recovery Act Reauthorization Act of 1982; and H.R. 6417, amended, to amend Public Law 96–432 relating to the U.S. Capitol Grounds.

The Committee also approved one construction, one acquisition, seven repair and alteration and five lease prospectuses.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from the following officials of the U.S. Army Corps of Engineers: Col. Arthur E. Williams, Assistant Director of Civil Works, Upper Mississippi Basin and Great Lakes, Office of the Chief of Engineers and Col. George R. Kleb, Assistant Director of Civil Works, Atlantic.

Hearings continue tomorrow.

## FIRST BUDGET RESOLUTION

*Committee on Rules:* Granted a modified rule providing for consideration of H. Con. Res. 352, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985, providing two hours of general debate, one hour to debate economic goals and policy; waiving section 305(a)(1) of the Congressional Budget Act against consideration of the resolution; making in order the following two amendments in the nature of a substitute only, which shall be considered as having been read and shall be debatable for one hour each, and shall be in order any rule of the House to the contrary notwithstanding: (1) an amendment in the nature of a substitute printed in the Congressional Record of June 8, 1982 by Representative Latta which shall not be subject to amendment except for (2) an amendment in the nature of a substitute printed in the Congressional Record of June 8, 1982 by Representative Jones of Oklahoma; providing that the resolution not be subject to a demand for a division of the question in the House; making in order amendments necessary to achieve mathematical consistency; after passage, providing that the Senate resolution be considered as having been taken from the Speaker's table, amended with the House passed language, and appointment of conferees by the Speaker will then be in order without intervening motion. Testimony was heard from Chairman Jones and Representatives Oakar, Latta and Lujan.

## OVERSIGHT

*Committee on Science and Technology:* Held an oversight hearing on H.R. 5158, Telecommunications Act of 1981, and the Impact on Bell Laboratories. Testimony was heard from Dr. John Gibbons, Director, Office of Technology Assessment and public witnesses.

## RECOMBINANT DNA APPLICATIONS TO AGRICULTURAL RESEARCH

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Recombinant DNA Applications to Agricultural Research. Testimony was heard from Dr. Gerald Still, Agricultural Research Service, USDA and public witnesses.

## HUMANE CARE AND DEVELOPMENT OF SUBSTITUTES FOR ANIMALS IN RESEARCH ACT

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology approved for full Committee action as amended H.R. 6245, Humane Care and Development of Substitutes for Animals in Research Act.

## VA INSPECTOR GENERAL'S ACTIVITIES

*Committee on Veterans' Affairs:* Subcommittee on Oversight and Investigations held a hearing to review VA Inspector General's activities in combating waste, fraud and abuse and review of the adequacy of VA debt collection. Testimony was heard from the following officials of the VA: Frank S. Sato, Inspector General and John L. Pressly, Associate Deputy Counsel.

## MISCELLANEOUS MEASURES

*Committee on Ways and Means:* Ordered reported the following bills: H.R. 6198, to amend the manufacturing clause of the copyright law; H.R. 6475, to amend the Internal Revenue Code of 1954 to provide for the disclosure of returns and return information for use in criminal investigations and public debt proposals, and H.R. 6550, amended, to provide for a temporary increase in the public debt limit.

# *Joint Meetings*

## REAGANOMICS

*Joint Economic Committee:* Subcommittee on Monetary and Fiscal Policy concluded hearings on the progress of the Administration's economic program, after receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisers.

Gordon Tullock, Virginia Polytechnic Institute, Blacksburg; and James B. Ramsey, New York University, New York City.

### APPROPRIATIONS—SUPPLEMENTAL

*Conferees* met in evening to resolve the differences between the Senate- and House-passed versions of H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Thursday, June 10, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 13268–13350*

**Bills Introduced:** Seven bills and one resolution were introduced, as follows: S. 2617–2623 and S. Res. 408. **Page 13314**

**Bills Reported:** Reports were made as follows:

S. 1894, permitting Indian tribes to enter certain agreements for the disposition of tribal mineral resources, with an amendment in the nature of a substitute (S. Rept. No. 97–472). **Page 13314**

**Measures Passed:**

*Voyageurs National Park Boundary:* Senate passed with amendments, S. 625, revising the boundary of Voyageurs National Park in the State of Minnesota. **Pages 13303-13304**

*Saratoga National Park Boundaries:* Senate passed with amendments S. 1540, revising the boundaries of the Saratoga National Park in New York. **Pages 13304-13305**

*Acadia National Park Permanent Boundary:* Senate passed with amendments S. 1777, establishing the permanent boundary of Acadia National Park on Isle au Haut off the Coast of Maine. **Pages 13304-13305**

*Environmental Research, Development, and Demonstration Act of 1983:* Senate passed S. 2577, authorizing funds for fiscal year 1983 for research and development programs conducted by the Environmental Protection Agency. **Page 13306-13307**

**Indefinitely Postponed:** Senate indefinitely postponed S. 10936, authorizing funds for fiscal year 1982 for the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). **Page 13306**

**Voting Rights Act Extension:** Senate resumed consideration of the motion to proceed to consider S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965.

Senate will continue consideration of the motion to proceed on Monday, June 14. **Pages 13285-13303**

**Intelligence Identities Protection Act—Conference Report:** By a vote of 81 yeas to 4 nays, Senate agreed to the conference report on H.R. 4, establishing criminal penalties for the disclosure of classified information identifying an individual engaged in foreign intelligence activities for the United States Government, clearing the measure for the President. **Pages 13277-13284**

**Communications:** **Pages 13312-13314**

**Statements on Introduced Bills:** **Pages 13314-13333**

**Amendments Submitted for Printing:** **Pages 13334-13335**

**Committee Authority To Meet:** **Page 13335**

**Additional Statements:** **Pages 13335-13350**

**Record Vote:** One record vote was taken today. (Total—170) **Page 13285**

**Recess:** Senate convened at 10 a.m., and recessed at 2:53 p.m., until 12 noon, on Monday, June 14, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 13350.)

## *Committee Meetings*

### FOOD STAMPS

*Committee on Agriculture, Nutrition, and Forestry:* Committee continued markup of S. 2352, S. 2392, S. 2480, and S. 2493, bills authorizing funds for the food stamp program, and providing for increased State responsibility, but did not complete action thereon, and will meet again on tomorrow.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on the Rapid Deployment Joint Task Force, receiving testimony from Frank C. Carlucci, Deputy Secretary of Defense; Major General Robert C. Taylor, U.S. Air Force, Deputy Commander, Rapid Deployment Joint Task Force; and Lt. General James E. Dalton, U.S. Air Force, Director, Joint Staff, office of the Joint Chiefs of Staff.

Subcommittee will meet again on Wednesday, June 16.

### APPROPRIATIONS—EXPORT-IMPORT BANK

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Export-Import Bank and in review of U.S. export financing from Robert A. Cornell, Deputy Assistant Secretary of the Treasury for Trade and Investment Policy; Stephen B. Strauss, Deputy Assistant Secretary of Commerce for

Trade Information and Analysis; William Krist, Assistant U.S. Trade Representative for Industrial Trade Policy; William H. Draper III, President and Chairman, Export-Import Bank of the United States; Malcolm T. Stamper, The Boeing Company, Seattle, Washington, Gordon C. Hurlbert, Westinghouse Electric Corporation, Pittsburgh, Pennsylvania; William J. Durka, General Electric Company, Fairfield, Connecticut; and Raymond Garcia, Coalition for Employment Through Exports, Washington, D.C.

Subcommittee will meet again on Tuesday, June 15.

## STRATEGIC STOCKPILE

*Committee on Armed Services:* Subcommittee on Preparedness concluded hearings on matters relating to the needs of the strategic stockpile and if those needs are being met, after receiving testimony from Dan McMichale, Scaife Family Charitable Trust, Philadelphia, Pennsylvania; Richard C. Mulready, Pratt and Whitney Aircraft Group, Washington, D.C.; Charles E. Melbye, Anschutz Mining Corporation, Denver, Colorado; E. F. Andrews, Allegheny International, Pittsburgh, Pennsylvania; and Jacques Lennon, Continental Resoruces Inc., New York City.

## OLYMPIC COIN ACT

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on S. 1230, authorizing the minting of special coins commemorating the 1984 summer Olympic games in Los Angeles, California, as passed by the House of Representatives, after receiving testimony from Angela Buchanan, Treasurer of the United States, Department of the Treasury; Douglas L. McCullough, Deputy Director, Energy and Minerals Division, General Accounting Office; Andrew LeParulo, Occidental Petroleum Corporation, Washington, D.C.; Donald F. Miller, U.S. Olympic Committee, Colorado Spings, Colorado; Harry L. Usher, Los Angeles Olympic Organizing Committee, and J. Donald Gartland, III, Olympic Coin Program, both of Los Angeles, California; Q. David Bowers, American Numismatic Association, Wolfeboro, New Hampshire; Arthur L. Friedberg, Capital Coin Company, Inc. and Coin and Currency Institute, Inc., New York City; and Chester L. Krause, Krause Publication, Iola, Wisconsin.

## *PUBLIC UTILITY HOLDING COMPANY* ACT

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities resumed hearings on S. 1869, S. 1870, S. 1871, and S. 1977, bills to amend or repeal the Public Utility Holding Company Act of 1935, receiving testimony from Rhode Island Attorney General Dennis Roberts, Providence; G.J. Tankersly, Consolidated Natural Gas Company, Pittsburgh, Pennsylvania; Guy W. Nichols, New England Electric Systems, Westborough, Massachusetts; William H. Grigg, Duke Power Comapny, Charlotte, North Carolina; John G.L. Cabot, Cabot Corporation, Boston, Massachusetts; Richard Rosenthal, Citizens Utilities Company, Stanford, Connecticut; and John W. Barr, Morgan Stanley, Inc., New York City.

Hearings were recessed subject to call.

## ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee continued markup of S. 2305, ensuring that all energy and mineral resoruces originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again on Wednesday, June 16.

## FEDERAL DEFICITS

*Committee on Finance:* Committee concluded hearings on efforts to reduce projected deficits in the Federal budget, after receiving testimony from Michael Blumenthal, Burroughs Corporation, Detroit, Michigan, former Secretary of the Treasury; Peter G. Peterson, Lehman Brothers Kuhn Loeb, New York City former Secretary of Commerce; Robert D. Kilpatric, CIGNA Corporation, Hartford, Connecticut, on behalf of the Business Roundtable; Robert W. Dixon, Harvey Hubbell, Incorporated, Orange, Connecticut, on behalf of the American Business Conference; James Herr, Herr's Potato Chips, Nottingham, Pennsylvania, on behalf of the National Federal of Independent Business; and Harley W. Snyder, National Association of Realtors, Valparaiso, Indiana.

## EAST-WEST RELATIONS

*Committee on Foreign Relations:* Committee resumed hearings on East-West relations, focusing on the Soviet challenge in the Pacific and U.S. and allied responses, receiving testimony from Walter J. Stoessel, Jr., Deputy Secretary of State; and Fred C. Ikle, Under Secretary of Defense for Policy.

Hearings continue on Wedensday, June 16.

## U.S POLICIES AND PROGRAMS IN SOUTHEAST ASIA

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs resumed hearings to examine political, economic, and military interest in Southeast Asia, receiving testimony from Anthony C. Albrecht, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Elise R. W. DuPont, Assistant Administrator, Bureau for Private Enterprise, Agency for International Development; and

John A. Bohn, Jr., U.S. Executive Director, Asia Development Bank.

Hearings continue on Friday, June 18.

### SALVADORAN LAND REFORM

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on problems of Salvadoran land reform and other political developments sinde the March 28, 1982 elections from Deane R. Hinton, U.S. Ambassador to El Salvador.

Committee recessed subject to call.

### NOMINATIONS

*Committee on Rules and Administration:* Committee concluded hearings on the nominations of Joan D. Aikens, of Pennsylvania, Lee Ann Elliott, of Illinois, and Danny Lee McDonald, of Oklahoma, each to be a Member of the Federal Election Commission, after the nominees testified and answered questions in their own behalf. Ms. Aikens was introduced by Senators Heinz and Specter, Ms. Elliott was introduced by Senators Percy and Dixon; and Mr. McDonald was introduced by Senators Boren and Nickles.

Committee will consider the aforementioned nominations on Wednesday, June 16.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 22 public bills, H,R, 6561–6582; 4 private bills, H.R. 6583–6586, and 9 resolutions, H.J. Res. 509 and 510, H. Con. Res. 356–359, and H. Res. 498–500 were introduced. **Pages 13447–13448**

**Bills Reported:** Reports were filed as follows:

H.R. 6550, to provide for a temporary increase in the public debt, amended (H. Rept. 97–601);

H. Res. 498, providing for the consideration of H.R. 6298, to amend and extend certain Federal laws which establish housing and community and neighborhood development and preservation programs (H. Rept. 97–602);

H. Res. 499, providing for the consideration of H.R. 5879, to amend the Immigration and Nationality Act to extend for three years the authorization for appropriations for refugee assistance, to make certain improvements in the operation of the program (H. Rept. 97–603);

H. Res. 500, providing for the consideration of H.R. 6149, to provide for increased participation by the United States in the African Development Fund (H. Rept. 97–604); and

Conference report on H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982 (H. Rept. 97–605). **Page 13446**

**Journal:** By a yea-and-nay vote of 352 yeas to 32 nays with 1 voting "present", Roll No. 137, the House approved the Journal of Wednesday, June 9. **Page 13351**

**Presidential Veto Message:** By unanimous consent referred to the Committee on Interior and Insular Affairs the veto message of the President and the accompanying bill on H.R. 5118, to provide water to the Papago Tribe of Arizona and its members, to settle Papago Indian water rights claims in portions of the Papago reservations. **Page 13352**

**First Budget Resolution:** by a yea-and-nay vote of 219 yeas to 206 nays, Roll No. 142, the House agreed to H. Con. Res. 352, revising the congressional budget for the United States Government for the fiscal year 1982 and setting forth the congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985.

Agreed to an amendment in the nature of a substitute that sets fiscal year 1983 levels at $800.4 billion in budget authority, $765.2 billion in outlays, with a deficit of $99.3 billion (agreed to by a recorded vote of 220 ayes to 207 noes, Roll No. 141).

Rejected a substitute amendment to the foregoing amendment in the nature of a substitute that sought to set fiscal year 1983 levels at $836.2 billion in budget authority, $784.2 billion in outlays, with a deficit of $107.5 billion (rejected by a recorded vote of 202 ayes to 225 noes, Roll No. 140).

Pursuant to the provisions of H. Res. 496 this passage was vacated and S. Con. Res. 92, a similar Senate-passed resolution was agreed to after being amended to contain the language of the House resolution as agreed to. House insisted on its amendment, and requested a conference. Appointed as conferees: Representatives Jones of Oklahoma, Obey, Solarz, Nelson, Aspin, Hefner, Downey, Benjamin, Donnelly, Latta, Regula, Frenzel, Bethune, Martin of Illinois, and Fiedler.

H. Res. 496, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 339 yeas to 72 nays with 1 voting "present", Roll No. 138. Earlier, a point of order against the rule was overruled. **Pages 13352–13425**

**Late Reports:** Committee on Public Works and Transportation received permission to have until midnight on Friday, June 11, to file a report on H.R. 6307, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1983 and 1984; conferees received permission to have until midnight tonight to file a report on H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982; and the Committee on Merchant Marine and Fisheries received permission to have until midnight on Friday, June 11, to file a report on H.R. 6337, to amend the

Energy Policy and Conservation Act to extend certain authorities relating to the international energy program. Pages 13428–13429

**Legislative Program:** The Majority Leader announced the legislative program for the week beginning June 14. Agreed to adjourn from Thursday to Monday. Page 13429

**Adjournment:** Met at 10 a.m. and adjourned at 6:08 p.m.

## *Committee Meetings*

### ORGANIC FARMING ACT

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy held a hearing on H.R. 5618, Organic Farming Act of 1982. Testimony was heard from departmental and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Counter Intelligence. Testimony was heard from departmental witnesses.

### STRATEGIC ARMS REDUCTION TALKS

*Committee on Armed Services:* Met in executive session to receive a classified briefing on the planned Strategic Arms Reduction Talks (START). The Committee was briefed by Ambassador Edward L. Rowny, Special Representative for Arms Control and Disarmament Negotiations and Chief of the U.S. Delegation to the START Negotiations.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Employment Opportunities held an oversight hearing on equal employment opportunity in the National Football League. Testimony was heard from public witnesses.

### FAIR PRACTICES IN AUTOMOBILE PRODUCTS ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism, approved for full Committee action H.R. 5133, Fair Practices in Automotive Products Act.

### NUCLEAR WASTE

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power continued hearings on nuclear waste. Testimony was heard from Senator Thurmond; Representative Lundine; Nunzio Palladino, Chairman and the Commissioners of the NRC; Robert F. List, Governor, State of Nevada; S. David Freeman, Director, TVA and public witnesses.

### MISCELLANEOUS MEASURES

*Commitee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection and Finance approved for full Committee action as amended the following bills: H.R. 5447, to extend the Commodity Exchange Act and H.R. 4325, Motor Vehicle Theft Law Enforcement Act of 1981.

### SOUTH AFRICA LEGISLATION

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Africa approved for full Committee action as amended the following bills: H.R. 3008, requiring U.S. persons who control enterprises in South Africa to comply with certain fair employment principles, prohibiting any new loans by U.S. financial or lending institutions to the South African Government or to South African corporations or other entities owned or controlled by the South African Government, requiring reports with respect to loans to other South African entities, and prohibiting the importation of South African krugerrands or other South African gold coins and H.R. 3597, directing the President to exercise authorities contained in the International Emergency Economic Powers Act to issue regulations prohibiting investment in South Africa.

### EXPORT ADMINISTRATION ACT AMENDMENTS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade approved for full Committee action H.R. 6393, to amend the Export Administration Act of 1979 to extend until December 31, 1982, those foreign policy export controls in effect on December 31, 1981.

### OVERSIGHT-FOREIGN SERVICE ACT

*Committee on Foreign Affairs:* Subcommittee on International Operations continued oversight hearings on the Foreign Service Act. Testimony was heard from the following officials of the Department of state: Joan M. Clark, Director of the Foreign Service, Director of Personnel; Robert L. Brown, Inspector General; Dr. John Sprott, Deputy Director, Foreign Service Institute; Vivian L. Derryck, Deputy Assistant Secretary for Equal Employment Opportunity and Civil Rights for Equal Employment Opportunity and Civil Rights and Marilyn J. Holmes, Director, Family Liaison Office and a public witness.

Hearings continue June 16.

### USE OF FOREIGN ADDRESSES TO EVADE U.S TAXES

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on payments made to United States taxpayers in tax havens and other foreign countries. Testimony was heard from the following officials of the Department of the Treasury: Alan Granwell, International Tax Counsel and Roscoe L. Egger, Jr., Commissioner, IRS.

## OVERSIGHT

*Committee on House Administration:* Task Force on Elections held an oversight hearing on the Federal Election Campaign Act. Testimony was heard from Representatives Glickman, Synar, and Leach and public witnesses.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held an oversight hearing on quality assurance at the William H. Zimmer nuclear powerplant. Testimony was heard from the following officials of the Nuclear Regulatory Commission: William Dircks, Executive Director for Operations; James Keppler, Director, Region III and Darwin Hunter, Director, Zimmer Project Office and public witnesses.

## MINERAL LANDS LEASING ACT AMENDMENTS

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining held a hearing on H.R. 5895, to amend the Mineral Lands Leasing Act of 1920. Testimony was heard from the following officials of the Department of the Interior: Garrey E. Carruthers, Assistant Secretary, Land and Water Resources and David Russell, Deputy Director, Minerals Management Service and public witnesses.

## DEBT COLLECTION ACT

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 4614, Debt Collection Act of 1981, and related bills. Testimony was heard from Representative Jeffords; Joseph Wright, Deputy Director, Office of Management and Budget and public witnesses.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on Indian religious freedom issues. Testimony was heard from public witnesses.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Crime held an oversight hearing on the reauthorization of programs under the Justice System Improvement Act. Testimony was heard from Stanley E. Morris, Associate Deputy Attorney General, Department of Justice.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held an oversight hearing on corporate takeovers. Testimony was heard from public witnesses.

## ENERGY POLICY AND CONSERVATION ACT AMENDMENTS

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended H.R. 6337, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the interntional energy program.

## OVERSIGHT

*Committee on Merchant Marine and Fisheries:* Subcommittees on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on Administration policy for negotiation of governing International Fishery Agreements and examination of issues raised by expiration of several existing GIFA's. Testimony was heard from James A. Storer, Office Director, Fisherines Affairs, Office of Enviornmental and Scientific Affairs, Department of State and William Stevenson, Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce.

## FAA AIR SLOTS

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight continued hearing on the recent allocations and lotteries held by the FAA of the rights to land ("slots") formerly held by Braniff Airways. Testimony was heard from Representative frost and J. Lynn Helms, Administrator, FAA, Department of Transportation.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from Col. George R. Kle Assistant Director of Civil Works, Atlantic, U.S. Army Corps of Engineers.

Hearings continue June 15.

## AFRICAN DEVELOPMENT FUND AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6149, to provide for increased participation by the United States in the African Development Fund. Testimony was heard from Representatives Patterson and Evans of Delaware.

### REFUGEE ASSISTANCE ACT AMENDMENTS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5879, Refugee Assistance Amendments of 1982. Testimony was heard from Representatives Mazzoli and Lungren.

### HOUSING AND URBAN-RURUAL RECOVERY ACT

*Committee on Rules:* Granted an open rule providing two hours of debate on H.R. 6296, Housing and Urban-Rural Recovery Act of 1982.

### MILITARY CONSTRUCTION ACT

*Committee on Rules:* Heard testimony from Representatives Brinkly and Trible but took no actiond on H.R. 6214, Military Construction Authorization Act, 1983.

### ELECTIC POWER SYSTEM RELIABILITY

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production concluded joint hearings on Electric Power System Reliability. Testimony was heard from public witnesses.

### CLEAN WATER ACT

*Committee on Science and Technology:* Subcommittee on Natural Resoruces, Agricultural Research and Environment concluded hearings on research needs of Clean Water Act. Testimony was heard from John Hernandez, Deputyd Administrator, EPA and public witnesses.

### PENSION EQUITY TAX ACT

*Committee on Ways and Means:* Held a hearing on H.R. 6410, Pension Equity Tax Act of 1982. testimony was heard from Representatives Peyser; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy and public witnesses.

## *Joint Meetings*

### MONETARY POLICY

*Committee on Committee:* Committee resumed hearings to examine the future of monetary policy, providing guidelines to the Federal Reserve to reevaluate its present monetary targets as budget deficits are reduced, receiving testimony from Beryl Sprinkel, Under Secretary of the Treasury for Monetary Affairs; and James L. Pierce, University of California, Berkeley.

### APPROPRIATIONS—SUPPLEMENTAL

*Conferees:* Agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

## *Monday, June 14, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 13537–13595*

**Bills Introduced:** Three bills and two resolutions were introduced, as follows: S. 2624–2626 and S. Res. 409–410. **Page 13570**

**Bills Reported:** Reports were made as follows:

A report to accompany S. 2386, providing for the establishment of a system to collect and report data on the geographic distribution of Federal funds for each fiscal year by State, county and city area (with additional views) (S. Rept. No. 97–473).

S. Res. 399, waiving section 303(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2574, authorizing funds through fiscal year 1986 for the Federal-aid highway program. **Page 13570**

**Voting Rights Act Extension:** Senate resumed consideration of the motion to proceed to consider S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965.

A motion to close further debate on the motion to proceed was entered and a vote on such motion will occur on Tuesday, June 15, at 3 p.m. (pursuant to unanimous-consent agreement of Wednesday, June 9).

**Pages 13546–13548**

**Environmental Quality Improvement Act:** By unanimous vote of 76 yeas Senate concurred in the amendments of the House to S. 1210, authorizing funds for fiscal year 1982 for the Council on Environmental Quality, with Gorton/Jackson unprinted amendment No. 1022, in the nature of a substitute. **Pages 13542–13546**

**First Budget Resolution,** 1983: Senate disagreed to the amendments of the House to S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982, agreed to the conference requested thereon, and appointed as conferees Senators Domenici, Armstrong, Kassebaum, Boschwitz, Hatch, Tower, Hollings, Chiles, Johnston, and Metzenbaum.

**Pages 13562–13563**

**Nominations:** Senate received the following nominations:

6 Air Force nominations in the rank of General.

Routine lists of Navy and Air Force nominations. **Pages 13598–13602**

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of George S. Roukis, of New York, to be a Member of the National Mediation Board.
Page 13602

**Messages From the President:** Page 13570

**Messages From the House:** Page 13570

**Measures Referred:** Page 13570

**Communications:** Pages 13570-13571

**Statements on Introduced Bills:** Pages 13572-13573

**Amendments Submitted for Printing:** Pages 13575-13576

**Notices of Hearings:** Page 13575

**Committee Authority To Meet:** Page 13575

**Additional Statements:** Pages 13575-13585

**Nominations:** Pages 13597-13602

**Record Vote:** One record vote was taken today. (Total—171)
Page 13576

**Recess:** Senate convened at 12 noon, and recessed at 5:19 p.m., until 9:15 a.m., on Tuesday, June 15, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 13597–13598.)

## *Committee Meetings*

### FOOD STAMPS

*Committee on Agriculture, Nutrition, and Forestry:* Committee resumed markup of S. 2352, S. 2392, S. 2480, and S. 2493, bills authorizing funds for the food stamp program, and providing for increased State responsibility in providing food assistance for needy persons.

Also, on Friday, June 11, the committee continued markup of the aforementioned bills.

Committee will meet again on Wednesday, June 16.

### INTERNATIONAL TELECOMMUNICATIONS DEREGULATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications began hearings on S. 2469, proposed International Telecommunications Deregulation Act, establishing competition as a basic goal and purpose of FCC international regulation, establishing a Task Force to develop more coherent and consistent Executive policies in the international telecommunications field, providing for changes in the organization, structure, and operations of the Communications Satellite Corporation (COMSAT), and requiring the Department of State to name affected agency and private sector representatives to the delegations sent to international telecommunications conferences, receiving testimony from Bernard J. Wunder, Jr., Assistant Secretary for Communications and Information, National Telecommunications and Information Administration, Department of Commerce; Mark Fowler, Chairman, Federal Communications Commission; Matthew V. Scocozza, Deputy Assistant Secretary for Transportation and Telecommunications Affairs, Department of State; Geza Feketekuty, Assistant U.S. Trade Representative for Policy Development and Services; and Lieutenant General William J. Hilsman, Director, Defense Communications Agency.

Hearings continue on tomorrow.

### WATERSHED PROJECTS

*Committee on Environment and Public Works:* On Friday, June 11, the Subcommittee on Water Resources concluded hearings on proposals to assist certain soil conservation service watershed projects in West Virginia, Illinois, Missouri, and Minnesota, after receiving testimony as follows:

In behalf of the Upper Mud River Watershed project from Senator Robert C. Byrd; Mayor C. E. Monday and Denver Sloan, Lincoln County Watershed Board, both of Hamlin, West Virginia; and Raymond Larzo, Boone County Commissioner, Madison, West Virginia;

In behalf of the Little Calumet River Watershed project from Senators Percy and Dixon; Frank Kudrna, Illinois Division of Water Resources, Nicholas J. Melas, Metropolitan Sanitary District of Greater Chicago, and Ed Howell, Little Calumet River Watershed Steering Committee, all of Chicago, Illinois;

In behalf of the Mozingo Creek Watershed project from Senators Eagleton and Danforth; Mayor Lester Keith, Ralph L. Clayton, Nodaway County Soil and Water Conservation District, and Mark R. Watkins and Father Alphonse Sitzman, both of the Nodaway County Mozingo Committee, all of Maryville, Missouri; and

In behalf of the South Zumbro Watershed project from Senators Durenberger and Boschwitz; Representative Erdahl; and Darrell Strain and Peter Solinger, both Council Members, Rochester, Minnesota.

Testimony was also received on all the aforementioned projects from John B. Crowell, Jr., Assistant Secretary for Natural Resources and Environment; Peter Meyers, Chief, Soil and Conservation Service; and Joe Haas, Deputy Chief for Natural Resource Programs, all of the Department of Agriculture; and Ed Osann and Lee Harvey, both of the National Wildlife Federation Water Resources Program, Washington, D.C.

### TREATY WITH MEXICO

*Committee on Foreign Relations:* On Friday, June 11, Committee concluded hearings on the proposed Motor Vehicle Treaty with Mexico (Treaty Doc. No. 97–18), providing for the recovery and return of stolen or embezzled vehicles and aircraft, after receiving testimony from Larry Lane, Acting Consul General, Mexico City, Mexico, Department of State; Roger M. Olsen, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Benjamin B. Killingsworth, California Highway Patrol, San Diego, California; Paul W. Gilliland and Charles Evans, both of the National Automobile Theft Bureau, Palos Hills, Illinois; and Allen I. Mendelsohn, Ward and Mendelsohn, Washington, D.C., on behalf of U.S. Aircraft Insurance Group, Southeastern Aviation Underwriters, and National Aviation Underwriters.

### BUREAU OF INDIAN AFFAIRS—REORGANIZATION

*Select Committee on Indian Affairs:* On Friday, June 11, the committee concluded hearings on the proposed reorganization of the Bureau of Indian Affairs, Department of the Interior, after receiving testimony from John Fritz, Deputy Assistant Secretary for Operations, Roy Sampsel, Deputy Assistant Secretary for Policy, Richard M. Balsiger, Director of Administration, and James Martin, Acting Assistant Director, Office of Indian Education Programs, all of the Department of the Interior; David Gusky, Charlie Bernhardt, and Tricia Thomas, all of the National Federation of Federal Employees, Elmer M. Davilla, National Tribal Chairmen's Association, and Ella Mae Horse, National Congress of American Indians, all of Washington, D.C.; William P. Yellowtail, Jr., Montana Inter-Tribal Policy Board, Billings; Joy Sundberg, representing the California Inter-Tribal Policy Board, Trinidad, California; and Roger Jourdain, representing the Great Lakes Inter-Tribal Council, Bemidji, Minnesota.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 2 public bills, H.R. 6587 and 6588; and resolution, H.J. Res. 511 were introduced.
Page 13535

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Administrative Conference Act amendments:* H.R. 4476, amended, to amend the Administrative Conference Act, by authorizing appropriations therefor;
Pages 13511–13512

*Monongahela wilderness lands:* H.R. 5161, amended, to designate certain lands in the Monongahela National Forest, West Virginia, as wilderness; and to designate management of certain lands for uses other than wilderness;
Pages 13517–13520

*Park land acquisition authorizations:* H.R. 6290, amended, to increase authorizations of appropriations for land acquisition for Voyageurs National Park, Cape Cod National Seashore, Cape Lookout National Seashore, and Sleeping Bear Dunes National Lakeshore;
Pages 13521–13523

*NHTSA authorizations:* H.R. 6273, amended, to amend the National Traffic and Motor Vehicle Safety Act of 1966, and the Motor Vehicle Information and Cost Savings Act to authorize appropriations for fiscal years 1983, 1984, and 1985; and
Pages 13525–13528

*Poultry Products Inspection Act amendments:* H.R. 3863, amended, to amend the Poultry Products Inspection Act to increase the number of turkeys which may be slaughtered and processed without inspection under such Act.
Pages 13528–13530

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, June 15:

*Copyright manufacturing clause extension:* H.R. 6198, to amend the manufacturing clause of the copyright law; and
Pages 13514–13517

*Veterans' Administration nurse recruitment:* H.R. 6350, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to provide that Veterans' Administration nurses who work two twelve-hour regularly scheduled tours of duty over a weekend shall be considered to have worked a full basic workweek.
Pages 13522–13524

**Baltic Freedom Day:** House passed and cleared for the President S.J. Res. 201, designating "Baltic Freedom Day".
Pages 13512–13514

**Referrals:** Ten Senate-passed measures were referred to the appropriate House committees.
Page 13534

**Adjournment:** Met at noon and adjourned at 1:28 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Manpower Issues. Testimony was heard from Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; and Tydal McCoy, Assistant Secretary of the Air Force for Manpower, Reserve Affairs, and Logistics.

### PUBLIC HEALTH SERVICE COMMISSIONED CORPS

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held an oversight hearing on the history and use of the Public Health Service Commissioned Corps. Testimony was heard from Edward Brandt, Assistant Secretary for Health, Department of Health and Human Services; and public witnesses.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Oversight and Investigations held an oversight hearing on Outer Continental Shelf 5-year leasing program. Testimony was heard from Representatives Studds, Forsythe, and Livingston; and public witnesses.

### MOUNT SAINT HELENS

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full committee action H.R. 6530, amended, to establish the Mount Saint Helens National Volcanic Area.

### PUBLIC LAND TRANSFERS

*Committee on Interior and Insular Affairs:* On June 11, the Subcommittee on Public Lands and National Parks held an oversight hearing on public land transfers. Testimony was heard from Major General E. R. Heiberg III, Director of Civil Works, Office of the Chief of Engineers, Department of the Army; Richard E. Lyng, Deputy Secretary, Department of Agriculture; R. Max Peterson, Chief, U.S. Forest Service; and Garrey Carruthers, Assistant Secretary for Land and Water Resources, Department of the Interior.

### SUBCHAPTER S REVISION ACT

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on H.R. 6055, to revise subchapter S to the Internal Revenue Code of 1954 (relating to small business corporations). Testimony was heard from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Legislation, and for public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on miscellaneous tax bills. Testimony was heard from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Representatives Shannon, Gore, and Brown of Colorado; and public witnesses.

### CLASSIFICATION OF WORKERS FOR FEDERAL EMPLOYMENT TAX PURPOSES

*Committee on Ways and Means:* On June 11, the Subcommittee on Select Revenue Measures held a hearing on issues relating to the classification of workers for Federal employment tax purposes. Testimony was heard from John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy, and Roscoe Egger, Jr., Commissioner of the Internal Revenue Service.

### TRADE ACT AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on the following bills: H.R. 6482, to improve worker training under the Trade Act of 1974 and H.R. 6509, to amend the Trade Act of 1974 to eliminate trade adjustment allowances for workers not enrolled in approved training on July 1, 1982. Testimony was heard from Representatives Brodhead and Eckart; Malcolm Lovell, Under Secretary of Labor; and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, June 15, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 13663–13736*

**Bills Introduced:** Four bills and four resolutions were introduced, as follows: S. 2627–2630, S. Con. Res. 104–105, and S. Res. 411–412.

**Page 13694**

**Indefinitely Postponed:** Senate indefinitely postponed the following measures:

S. 1205, authorizing funds for fiscal year 1982 for environmental research and development programs.

H.R. 3115, authorizing funds for environmental research, development, and demonstrations for fiscal year 1982.

**Page 13678**

**Voting Rights Act Extension:** Senate continued consideration of the motion to proceed to consider S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965.

By 86 yeas and 8 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to close further debate on the motion to proceed.

**Page 13678**

Senate will continue consideration of the motion to proceed on Wednesday, June 16, which is now under cloture.

**Pages 13672–13690**

**Authority for Committee To Report:** The Committee on Rules and Administration was authorized until July 15, 1982, to report a resolution containing such regulations and/or rules changes needed to implement television and/or radio coverage of the Senate.

Page 13735

**Messages From the House:** Page 13692

**Measures Referred:** Page 13693

**Measures Ordered Held at Desk:** Page 13693

**Communications:** Pages 13693–13694

**Statements on Introduced Bills:** Pages 13694–13704

**Amendments Submitted for Printing:** Page 13708

**Notices of Hearings:** Page 13708

**Committee Authority To Meet:** Page 13708

**Additional Statements:** Pages 13708–13735

**Record Vote:** One record vote was taken today. (Total—172)

Page 13678

**Recess:** Senate convened at 9:15 a.m., and recessed at 6:10 p.m., until 9:15 a.m., on Wednesday, June 16, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 13736.)

## *Committee Meetings*

### APPROPRIATIONS—A.I.D.

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1983, receiving testimony in behalf of funds for the Agency for International Development from John Hardy, Deputy Director, U.S. Trade and Development Program, Martin D. Howell, Director, Office of U.S. Foreign Disaster Assistance, and David A. Santos, Director, Office of American Schools and Hospitals Abroad, all of the Agency for International Development.

Subcommittee will meet again on Tuesday, June 29.

### INTERNATIONAL TELECOMMUNICATIONS DEREGULATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications continued hearings on S. 2469, proposed International Telecommunications Deregulation Act, establishing competition as a basic goal and purpose of FCC international regulation, establishing a task force to develop more coherent and consistent Executive policies in the international telecommunications field, providing for changes in the organization, structure, and operations of the Communications Satellite Corporation (COMSAT), and requiring the Department of State to name affected agency and private sector representatives to the delegations sent to international telecommunications conferences, receiving testimony from Joseph V. Charyk, COMSAT, and Ronald Coleman, TRT Telecommunications Corporation, both of Washington, D.C.; Richard B. Nichols, Overseas, American Telephone and Telegraph Company, Morris Plains, New Jersey; Eugene Murphy, RCA Global Communications, Inc., Howard A. White, U.S. Telephone and Telegraph Corporation, Robert Conn, Western Union International, Inc., and Roger Newell, FTC Communications, Inc., all of New York City; Stuart Mathison, GTE, Telenet, Inc., Vienna, Virginia; and Ronald Stowe, Satellite Business Systems, McLean, Virginia.

Hearings continue on Thursday, June 17.

### RECIPROCAL TRADE

*Committee on Finance:* Committee began markup of S. 2094, establishing the concept of reciprocity of market access as an objective for U.S. trade policy where American products are competitive, but did not complete action thereon, and will meet again on tomorrow.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Robert J. Hughes, of Massachusetts, to be an Associate Director of the International Communication Agency, after the nominee testified and answered questions in his own behalf.

### MIDEAST BRIEFING

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in the Middle East from Nicholas A. Veliotes, Assistant Secretary of State for Near East and South Asian Affairs.

Committee recessed subject to call.

### DOCUMENT FRAUD—BENEFIT PROGRAMS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations held hearings on alleged fraud and abuse in the issuance and use of Federal identification documents and the threat this poses to entitlement and other benefit programs, receiving testimony from Joseph Salgado, Associate Commissioner, Enforcement, and Robert Lockard, Chief Document Examiner, Forensics Document Laboratory, both of the Immigration and Naturalization Service, Department of Justice; William T. Murphy, Assistant Inspector in Charge, External Crimes, Postal Inspection Service, U.S. Postal Service; Karen Hainer, Subcommittee Staff Investigator, Jack Island, Los Angeles, California, former Special Agent, Office of Security, Department of State, and Newton Van Drunen, incarcerated in Federal prison.

Hearings continue on tomorrow.

## E.E.O.C.

*Committee on Labor and Human Resources:* Committee concluded oversight hearings on certain financial management practices within the Equal Employment Opportunity Commission, after receiving testimony from Wilbur Campbell, Acting Director, Accounting and Financial Management Division, General Accounting Office; and Clarence Thomas, Chairman, Equal Employment Opportunity Commission.

## INDIAN EDUCATION

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 2623, authorizing funds for fiscal years 1985, 1986, and 1987 for the Tribally Controlled Community College program, after receiving testimony from John Fritz, Deputy Assistant Secretary of the Interior for Indian Affairs (Operations), and Gabe Paxton, Director, Office of Indian Education Programs, Bureau of Indian Affairs, Department of the Interior; Leroy Clifford, American Indian Higher Education Consortium, Denver, Colorado; John Steele, Oglala Sioux Tribal Council, Pine Ridge, South Dakota; Elgin Bad Wound, Oglala Sioux Community College, Kyle, South Dakota, on behalf of the American Indian Higher Education Consortium; Joseph McDonald, Salish Kootenai Community College, Pablo, Montana; Don Chalmers, Sinte Gleska Community College, Rosebud, South Dakota; Wayne Stein, Standing Rock Community College, Fort Yates, South Dakota; Daniel Honahni, College of Ganado, Ganado, Arizona; Ron Andrade, National Congress of American Indians, Washington, D.C., Ralph LaFromboise, Turtle Mountain Chippewas, Belcourt, North Dakota; and Francine Hall, Chippewas River Community College, Eagle Butte, South Dakota.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 6589–6600; 2 private bills, H.R. 6601 and 6602; and 6 resolutions, H. Con. Res. 360–362, and H. Res. 501–503 were introduced.

**Page 13660**

**Reports Filed:** Reports were filed as follows:

H. Res. 501, providing for the consideration of H.R. 4326, Small Business Innovation Research Act (H. Rept. 97–606);

H. Res. 502, waiving certain points of order against the conference report on H.R. 5922, Urgent Supplemental Appropriations for fiscal year 1982 (H. Rept. 97–607); and

H. Res. 503, providing for the consideration of H.R. 6094, authorizing appropriations for the U.S. International Trade Commission, the U.S. Customs Service, and the Office of the U.S. Trade Representative for fiscal year 1983 (H. Rept. 97–608).

**Page 13660**

**Private Calendar:** On the call of the Private Calendar, the House took the following actions:

Sent to the Senate without amendment: H.R. 2340, H.R. 3451, and H.R. 4662.

Sent to the Senate amended: H.R. 1482.

Passed over without prejudice: H.R. 1547, H.R. 1352, and H.R. 1830.

**Pages 13621–13622**

**Late Reports:** Committee on Rules received permission to have until midnight tonight to file reports on H.R. 6094, authorizing appropriations for the U.S. International Trade Commission, the U.S. Customs Service, and the office of the U.S. Trade Representative for fiscal year 1983; H.R. 4326, Small Business Innovation Research Act; and the conference report on H.R. 5922, Urgent Supplemental Appropriations for fiscal year 1982.

**Page 13622**

**Suspensions:** House voted to suspend the rules and pass the following bills which were debated on Monday, June 14:

*Copyright manufacturing clause extension:* H.R. 6198, to amend the manufacturing clause of the copyright law (passed by a yea-and-nay vote of 339 yeas to 47 nays with 2 voting "present", Roll No. 143); and

*Veterans' Administration nurse recruitment:* H.R. 6350, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to provide that Veterans' Administration nurses who work two twelve-hour regularly scheduled tours of duty over a weekend shall be considered to have worked a full basic workweek (passed by a yea-and-nay vote of 390 yeas, Roll No. 144).

**Pages 13624–13625**

**Subcommittee to Sit:** Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, June 16.

**Pages 13625–13626**

**Protection of Foreign Missions:** By a yea-and-nay vote of 218 yeas to 177 nays, Roll No. 145, the House passed H.R. 6254, to amend title 3, United

States Code, to clarify the function of the United States Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment that request a study by the Departments of the Treasury, State, and the Navy on the use of U.S. Marines security guards for protecting foreign diplomatic missions in the United States.

H. Res. 490, the rule under which the bill was considered, was agreed to earlier by a voice vote.
**Pages 13626–13638**

**Adjournment:** Met at noon and adjourned at 3:48 p.m.

## *Committee Meetings*

### TOBACCO PROGRAM

*Committee on Agriculture:* Subcommittee on Tobacco and Peanuts approved for full Committee action legislation to be introduced to achieve a no net cost tobacco program.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on intelligence programs. Testimony was heard from departmental witnesses.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on Public Safety and Justice and on Human Support Services. Testimony was heard from the following officials of the District of Columbia: Maurice Turner, Police Chief; Theodore Coleman, Fire Chief; Judith Rogers, Corporation Counsel and Matthew Shannon, Director, Department of Employment Services.

### REPROGRAMMING; AIRLIFT REQUIREMENTS

*Committee on Armed Services:* Approved a pending reprogramming.

The Committee also held a hearing on airlift requirements. Testimony was heard from Representatives Beard and Dicks; Frank Carlucci, Deputy Secretary of Defense; Gen. Lew Allen, Jr., Chief of Staff of the Air Force; Gen. James R. Allen, Commander in Chief, Military Airlift Command, Scott AFB; Gen. Paul X. Kelley, Assistant Commandant and Chief of Staff, U.S. Marine Corps; Lt. Gen. Richard H. Thompson, Deputy Chief of Staff for Logistics, Department of the Army and Lt. Gen. Kelly H. Burke, Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force.

Committee recessed subject to call.

### MULTILATERAL DEVELOPMENT BANKS

*Committee on Banking, Finance and Urban Affair:* Subcommittee on International Development Institutions and Finance held a hearing on Multilateral Development Banks. Testimony was heard from Robert Hormats, Assistant Secretary of State; Beryl Sprinkel, Under Secretary of the Treasury and pubic witnesses.

Hearings continue June 17.

### MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported as amended H. Con. Res. 216, to express the sense of the Congress concerning regulations pertaining to meal pattern requirements and nutritional requirements for meals served in programs under the National School Lunch Act.

The Committee also began markup of H.R. 6103, to amend the Fair Labor Standards Act of 1938 to provide that an employer who violates sections 6 or 7 of that act shall be liable to the employee involved for three times the amount of wages involved in the violation.

Will continue tomorrow.

### COGENERATION AND SMALL POWER PRODUCTION PROGRAM CLARIFICATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on H.R. 6500, Cogeneration and Small Power Production Program Clarification Act of 1982. Testimony was heard from Charles Butler, Chairman, Federal Energy Regulatory Commission, Department of Energy and public witnesses.

### ENERGY TAXES

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on energy implications of proposed energy taxes. Testimony was heard from Representatives Conte and Wolpe and public witnesses.

### GRENADA

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on U.S. policy toward Grenada. Testimony was heard from Representatives Dymally and Crockett; Stepehn W. Bosworth, Principal Deputy Assistant Secretary of State for Inter-American Affairs and public witnesses.

### U.S.-JAPANESE ECONOMIC RELATIONS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Asian and Pacific Affairs continued hearings on U.S.-Japanese economic relations. Testimony was heard from William Brock, U.S. Special Trade Representative; Lionel Olmer, Under Secretary for International Trade, Department of Commerce and a public witness.

## RADAR WARNING RECEIVERS

*Committee on Government Operations:* Subcommittee on Legislation and National Security held a hearing on Procurement of Radar Warning Receivers by the Air Force and the Navy. Testimony was heard from Walter Sheley, Director, Mission Analysis and Systems Acquisition Division, GAO; Dr. James Wade, Principal Deputy Under Secretary of Defense for Research and Engineering; Brig. Gen. Delbert Jacobs, Director for General Purposes Forces, Directorate of Operational Requirements, USAF and Commodore James Seely, Director of the Aviation Plans and Requirements Division, U.S. Navy.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met and considered pending business.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended the following bills: H.R. 4568, to direct the Secretary of the Interior to release on behalf of the United States certain restrictions contained in a previous conveyance of land to the city of Albuquerque, New Mexico; H.R. 6033, relating to the preservation of the historic Congressional Cemetery in the District of Columbia for the inspiration and benefit of the people of the United States, H.R. 6091, to designate the Mary McLeod Bethune Council House in Washington, District of Columbia, as a national historic site; and H.R. 6011, to designate certain lands in the Bankhead National Forest, Alabama, as a wilderness area and to incorporate such wilderness area into the Sipsey Wilderness.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources held a hearing on the following bills: H.R. 5569, to authorize the replacement of existing pump casings in southern Nevada water project pumping plants 1A and 2A; S. 1628, to amend the Emergency Fund Act (Act of June 26, 1948, 62 Stat. 1052); and S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90-537 (82 Stat. 885), as amended by Public Law 95-578 (92 Stat. 2471), and Public Law 96-375 (94 Stat. 1505). Testimony was heard from Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills as amended: H.R. 5228, Convention on the Physical Protection of Nuclear Material Implementation Act of 1981 and H.R. 1799, The Export Trading Company Act of 1981.

## RESCUE SQUAD DEATH BENEFITS

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 385 and related bills, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide that rescue squad members are entitled to death benefits made available under such act. Testimony was heard from Robert F. Diegelman, Director, Office of Justice Assistance and Research Statistics, Department of Justice and public witnesses.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from the following officials of the U.S. Army Corps of Engineers, Col. Robert L. Friedenwald, Executive Director of Civil Works, Office of the Chief of Engineers, Pacific Ocean Division and Lt. Col. Thomas H. Magness, III, Assistant Director of Civil Works, Environmental Programs, Office of the Chief of Engineers, Lower Mississippi Valley Division.

Hearings continue June 17.

## U.S. INTERNATIONAL TRADE COMMISSION, U.S. CUSTOMS SERVICE, AND THE OFFICE OF THE U.S. TRADE REPRESENTATIVE AUTHORIZATION

*Committee on Rules:* Granted a modified rule providing one hour of debate on H.R. 6094, to authorize appropriations for the U.S. International Trade Commission, the U.S. Customs Service, and the Office of the U.S. Trade Representative for fiscal year 1983. Testimony was heard from Chairman Rostenkowski and Representative Frenzel.

## SMALL BUSINESS INNOVATION DEVELOPMENT ACT

*Committee on Rules:* Granted an open rule providing four hours of debate on H.R. 4326, Small Business Innovation Development Act of 1981. Testimony was heard from Representatives Mitchell of Maryland, Dingell, Waxman, Fuqua, Stratton, Smith of Iowa, Bedell, LaFalce, McDade, Dickinson and McCloskey.

### URGENT SUPPLEMENTAL APPROPRIATIONS CONFERENCE REPORT

*Committee on Rules:* Granted a rule waiving section 311(a) of the Congressional Budget Act against consideration of the conference report on H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982, any amendment reported from conference in disagreement and against any motion to dispose of the amendments which managers have stated, in the joint statement, their intention of offering; making in order a motion to recede and concur with Senate amendment #62 with an amendment by Representative Fazio, printed in the Congressional Record of June 15, and waiving clause 7, Rule XVI against said amendment. Testimony was heard from Chairman Whitten and Representatives Fazio and McDade.

### NRC RESEARCH PROGRAM

*Committee on Science and Technology:* Subcommittee on Energy Research and Production held an oversight hearing on Nuclear Regulatory Commission Research Program. Testimony was heard from the following officials of the Nuclear Regulatory Commission: Nunzio J. Palladino, Jr., Chairman; John F. Ahearne, James K. Asselstine, Victor Gilinsky and Thomas M. Roberts, all Commissioners.

### FIFTH SHUTTLE ORBITER

*Committee on Science and Technology:* Subcommittee on Space Science and Applications held a hearing on the need for a Fifth Shuttle Orbiter. Testimony was heard from the following officials of NASA: Philip [illegible] Culbertson, Associate Deputy Administrator; Maj. Gen. J. A. Abrahamson, Associate Administrator, Office of Space Transportation Systems and Dr. Stanley I. Weiss, Associate Administrator, Office of Space Transportation Operations; Edward C. Aldridge, Under Secretary of the Air Force and public witnesses.

### AUTOMOBILE RESEARCH COMPETITION ACT

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials held a hearing on H.R. 5880, Automobile Research Competition Act. Testimony was heard from Representative Shamansky; Michael Finkelstein, Associate Administrator, Research and Development, National Highway Traffic Safety Administration, Department of Transportation; Michael Driggs, Deputy Assistant Secretary, Automotive Industry Affairs, Department of Commerce, and public witnesses.

### CUTS IN MEDICARE

*Committee on Ways and Means:* Subcommittee on Health held a hearing on recommendations for legislation to achieve required cuts in the fiscal year 1983 budget for the medicare program. Testimony was heard from Representatives Waxman, Oakar, Wyden and Gephardt; Dr. Carolyne Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services; Paul Ginsberg, Chief, Income Security and Health Unit Security, CBO and Gregory J. Ahart, Director, Human Resources Division, GAO and public witnesses.

## *Joint Meetings*

### MONETARY POLICY

*Joint Economic Committee:* Committee concluded hearings to examine the future of monetary policy, providing guidelines to the Federal Reserve to reevaluate its present monetary targets as budget deficits are reduced, after receiving testimony from Paul A. Volcker, Chairman, Federal Reserve System.

### FIRST BUDGET RESOLUTION

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the Congressional budget for fiscal year ending September 30, 1982, but did not complete action thereon, and will meet again tomorrow.

### AUTHORIZATIONS—NRC

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, June 16, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 13768–13828*

**Bills Introduced:** Seven bills were introduced, as follows: S. 2631–2637.

Page 13806

**Bills Reported:** Reports were made as follows:

S. Res. [illegible] expressing the sense of the Senate with respe[illegible] the Soviet Union's imprisonment of Yuri Badzyo.

S. Res. 390, urging the Soviet Union to allow Abe Stolar and family members to emigrate to Israel

H.J. Res. 230, declaring that Dr. Semyon Gluzman be released from prison in the Soviet Union and be allowed to emigrate to Israel.

H. Con. Res. 111, expressing the sense of the Congress that the Soviet Union should provide proper medical care to Yuriy Shukhevych, that he should be released from prison, and permit him and his family to emigrate.

H. Con. Res. 205, expressing the sense of the Congress with respect to violations of human rights by the Soviet Union in the Ukraine.

H. Con. Res. 218, expressing the sense of the Congress concerning the imprisonment of Mart Niklus by the Soviet Union.

Page 13806

Measure Agreed To:

*Gros Ventre Tribe Judgment Funds:* Select Committee on Indian Affairs was discharged from the further consideration of S. Res. 409, disapproving the plan for distribution of judgment funds awarded to the Gros Ventre Tribe of the Fort Belknap Reservation in Docket 649-80L, United States Court of Claims, and the measure was then agreed to.

Pages 13829-13830

**Voting Rights Act Extension:** Senate continued consideration of the motion to proceed to consider S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965.

During consideration of this motion today, by 83 yeas to 4 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Senate will continue consideration of the motion to proceed on Thursday, June 17.

Pages 13780-13799

**Treaty Received:** The injunction of secrecy was removed from the following treaty transmitted to the Senate today:

Agreement with the People's Republic of China with respect to Mutual Exemption from Taxation of Transportation Income of Shipping and Air Transport Enterprises (Treaty Doc. No. 97-24).

The treaty was considered as having been read the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed.

Page 13829

**Confirmations:** Senate confirmed the following nominations:

Heather J. Gradison, of Ohio, to be a Member of the Interstate Commerce Commission.

Donald D. Engen, of Virginia, to be a Member of the National Transportation Safety Board.

Jeane J. Kirkpatrick, of Maryland, Senator John W. Warner, of the State of Virginia, Representative Samuel S. Stratton, of the State of New York, Edwin J. Feulner, Jr., of Virginia, and Eugene V. Rostow, of Connecticut, each to be a Representative to the Twelfth Special Session of the United Nations General Assembly Devoted to Disarmament; and Kenneth L. Adelman, of Virginia, Senator Sam Nunn, of the State of Georgia, Representative Jack Kemp, of the State of New York, Louis C. Fields, Jr., of Virginia, and Fred C. Ikle, of Maryland, each to be an Alternate Representative to the Twelfth Special Session of the United Nations General Assembly Devoted to Disarmament.

Routine lists of nominations in the Foreign Service, and the National Oceanic and Atmospheric Administration.

Page 13830

**Messages from the President:** Page 13806

**Statements on Introduced bills:** Pages 13806-13816

**Amendments Submitted for Printing:** Page 13817

**Notices of Hearings:** Page 13817

**Committee Authority to Meet:** Pages 13817-13818

**Additional Statements:** Pages 13817-13828

**Confirmations:** Page 13830

**Quorum Call:** One quorum call was taken today. (Total—36)

Page 13783

**Record Votes:** One record vote was taken today. (Total—173)

Page 13783

**Recess:** Senate convened at 9:15 a.m., and recessed at 4:47 p.m., until 9:15 a.m., on Thursday, June 17, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 13830.)

## *Committee Meetings*

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on the Defense shuttle support program, receiving testimony from Robert S. Cooper, Director, Defense Advanced Research Projects Agency; Brig. General Bernard Randolph, Director, Space Systems and Command, Control, Communications, Deputy Chief of Air Force Staff for Research, Development and Acquisition; Edward C. Aldridge, Jr., Under Secretary of the Air Force, and Hans Mark, Deputy Administrator, National Aeronautics and Space Administration.

Subcommittee will meet again on Wednesday, June 23.

### APPROPRIATIONS—DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on the District of Columbia resumed hearings on proposed budget estimates for fiscal year 1983 for the government of the District of Columbia, receiving testimony in behalf of funds for their respective activities from Theodore R. Newman, Jr., Chief Judge, D.C. Court of Appeals; H. Carl Moultrie, Chief Judge, Superior Court of the District of Columbia; Larry P. Polansky, Executive Officer, D.C. Court System; Maurice T. Turner, Jr., Chief of Police, D.C. Metropolitan Police Department; and Theodore R. Coleman, Acting Fire Chief, D.C. Fire Department.

Hearings will continue tomorrow.

## CARGO PREFERENCE

*Committee on Commerce, Science, and Transportation:* Subcommittee on Merchant Marine concluded oversight hearings on the administration of the Cargo Preference Act, requiring U.S. government agencies to take such steps as may be necessary and practicable to transport 50 percent of their cargoes on U.S.-flag vessels, to the extent such vessels are available at fair and reasonable rates, and S. 2511, a related *measure after receiving testimony from Senator* Dixon; Admiral Harold E. Shear, Maritime Administrator, Department of Transportation; William A. Vaughan, Assistant Secretary, Environmental Protection, Safety Emergency Preparedness, Department of Energy; Richard A. Smith, Administration, Foreign Agriculture Service, Department of Agriculture; W. J. Amoss, Jr., Lykes Brothers Steamship Co., Inc., New Orleans, Louisiana; James T. Crowley, Moore McCormack Lines, Inc., and Donald G. Aldridge, Sr., Delta Steamship Lines, Inc., both of New York City; James Fish, Great Lakes Commission, Ann Arbor, Michigan; George L. Berg, Jr., American Farm Bureau Federation, Wayne Nelson, National Association of Wheat Growers, David Leff, Joint Maritime Congress, Peter J. Luciano, Transportation Institute, and Frank Drozak, The Seafarers International Union of North America, all of Washington, D.C.; and Philip Shapiro and Tom Mills, both of Apex Marine Corporation, Lake Success, New York.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 2133, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington.

Also, the committee resumed markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again tomorrow.

## BUSINESS MEETING

*Committee on Finance:* Committee ordered favorably reported the following measures:

S. 2094, establishing the concept of reciprocity of market access as an objective for U.S. trade policy where American products are competitive, with an amendment in the nature of a substitute;

S. Con. Res. 100, expressing the sense of the Congress that pending steel unfair trade practice cases be vigorously pursued and promptly concluded, with an amendment; and

H.R. 1635, providing for the relief of the Jefferson County Mental Health Center, Inc., Lakewood, Colorado, and of certain and former employees thereof.

A press release summarizing the actions taken by the committee today will be available in the committee office in room 2227 Dirksen Office Building.

## EAST-WEST RELATIONS

*Committee on Foreign Relations:* Committee resumed hearings on East-West relations, focusing on the Soviet challenge in the Pacific and U.S. and allied responses, receiving testimony from Senators Roth and Levin; Admiral James Holloway (Ret.), Council of American-Flag Ship Operators, Washington, D.C., (former Chief of Naval Operations); James Morley, East Asia Institute, Columbia University, New York City; and Evelyn Colbert, Foreign Service Institute, Arlington, Virginia (former Deputy Assistant Secretary of State for East Asian Affairs).

Hearings were recessed subject to call.

## DOCUMENT FRAUD—BENEFIT PROGRAMS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings on alleged fraud and abuse in the issuance and use of Federal identification documents and the threat this poses to entitlement and other benefit programs, receiving testimony from Bryan Mitchell, Deputy Inspector General, and Daniel Lane, Special Agent, Office of Investigation, both of the Office of Inspector General, Department of Health and Human Services; Walter Hempel, Criminal Investigator, Immigration and Naturalization Service, Department of Justice; Roscoe L. Egger, Jr., Commissioner, Internal Revenue Service, Department of the Treasury; James B. Thomas, Jr., Inspector General, Department of Education; and Tyrone Fahner, Illinois Attorney General, Springfield.

Hearings were recessed subject to call.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Thomas P. Jackson, to be U.S. District Judge for the District of Colum bia, John P. Moore, to be U.S. District Judge for the District of Colorado, and Henry A. Mentz, Jr., to be U.S. District Judge for the Eastern District of Louisiana, after the nominees testified and answered questions in their own behalf. Mr. Moore was introduced by Senator Armstrong, and Mr. Mentz was introduced by Senators Long, and Representative Moore.

### FALSE IDENTIFICATION DOCUMENTS

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 2043 and S. 1924, bills providing criminal penalties for the mailing of identification documents bearing a false birthdate, after receiving testimony from Senator Humphrey; Representative Sawyer; Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Kevin Tipton, Colorado United, Denver; Donald B. Shea, U.S. Brewers Association, Inc., Washington, D.C.; and Kenneth Teele, New Hampshire State Liquor Commission, Concord.

### ORGANIZATIONAL MEETING

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee met in open and closed session to discuss efforts to secure non-public ABSCAM documents, but made no further announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 16 public bills, H.R. 6603–6618; 4 private bills, H.R. 6619–6622; and 6 resolutions, H.J. Res. 512, H. Con. Res. 363, and H. Res. 504–507 were introduced.

Pages 13922–13923

**Bills Reported:** Reports were filed as follows:

H.R. 6595, to provide for a temporary increase in the public debt limit (H. Rept. 97–609);

H. Res. 504, providing for the consideration of H.R. 6595, to provide for a temporary increase in the public debt limit (H. Rept. 97–610); and

H.R. 4374, to improve the international ocean commerce transportation system of the United States, amended (H. Rept. 97–611).

Page 13923

**Journal:** By a yea-and-nay vote of 347 yeas to 23 nays with 1 voting "present", Roll No. 146, the House approved the Journal of Tuesday, June 15.

Page 13831

**Urgent Supplemental Appropriations:** House agreed to the conference report on H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

House receded from its disagreement and concurred in Senate amendments numbered 13 (motion agreed to by a yea-and-nay vote of 299 yeas to 104 nays, Roll No. 149), 21, 23, 24, 29, 30, 31 (motion agreed to by a division vote of 19 ayes to 17 noes), 32, 33, 39, 46, 47, 48, 52, 54, 55, 56, 57, 60, 61, 63, and 65.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 2, 3, 12 (motion agreed to by a yea-and-nay vote of 312 yeas to 96 nays, Roll No. 148), 14, 16, 18A, 19, 20, 22, 26, 27, 34, 37, 51, 62 (on a division of the question, agreed to the motion to recede and, by a yea-and-nay vote of 381 yeas to 29 nays, Roll No. 150, agreed to the motion to concur with an amendment), and 64.

House insisted on its disagreement to Senate amendment numbered 40—clearing the measure for Senate action.

H. Res. 502, the rule which waived certain points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 257 yeas to 155 nays, Roll No. 147.

Pages 13843–13881

**International Trade Commission Authorization:** By a yea-and-nay vote of 337 yeas to 67 nays, Roll No. 152, the House passed H.R. 6094, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1983.

Agreed to:

Committee amendment numbered 1; and

Committee amendment numbered 2 (agreed to by a recorded vote of 220 ayes to 178 noes, Roll No. 151).

Rejected an amendment to committee amendment numbered 1 that sought to reduce the authorization for the Customs Service from $568.8 million to $530.5 million.

H. Res. 503, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 13881–13893

**Adjournment:** Met at 10 a.m. and adjourned at 6:52 p.m.

## *Committee Meetings*

### TOBACCO PROGRAM; FARM CRISIS ACT

*Committee on Agriculture:* Ordered reported as amended H.R. 6590, to provide for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, to limit increases in the support price for tobacco.

The Committee also began markup of H.R. [illegible], Farm Crisis Act of 1982.

Will continue tomorrow.

## DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on procurement practices. Testimony was heard from William A. Long, Deputy Under Secretary of Defense for Acquisition Management.

## DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on Transportation Services and Assistance; Environmental Services and Supply; Water and Sewer Enterprise Fund and Washington Convention Center Enterprise Fund. Testimony was heard from William McGilvery, Executive Director, Washington Metropolitan Area Transit Commission; William B Johnson, Director, Department of Environmental Services, District of Columbia; Harry C. Ways, Chief Engineer, Washington Aquaduct; from the following officials of the Washington Convention Center: Edward Singletary, Chairman and George Demarest, General Manager and Austin Kenny, Executive Vice President, Washington Convention and Visitors Association.

## TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, General Government held a hearing on OMB and unanticipated need. Testimony was heard from David A. Stockman, Director, Office of Management and Budget.

## JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Gen. Donn Starry, Commander, Readiness Command, U.S. Army and VAdm. Thor Hanson, USN (Ret.), Former Director of the Joint Staff.

Hearings continue tomorrow.

## RESERVE REQUIREMENTS REFORM

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on H.R. 6222, Reserve Requirements Reform Act. Testimony was heard from Preston Martin, Vice Chairman, Federal Reserve Board and public witnesses.

## NUCLEAR PREPAREDNESS

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs held an oversight hearing on the extent and feasibility of Nuclear Preparedness in the Washington Metorpolitan Area. Testimony was heard from Representative Mitchell of New York; John E. Dickey, Assistant Associate Director, Program Office, Federal Emergency Management Agency; Richard Bottoroff, Acting Director, Office of Emergency Preparedness, District of Columbia and public witnesses.

## FAIR LABOR STANDARDS ACT AMENDMENTS

*Committee on Education and Labor:* Ordered reported as amended H.R. 6103, to amend the Fair Labor Standards Act of 1938 to provide that an employer who violates section 6 or 7 of that act shall be liable to the employee involved for three times the amount of wages involved in the violation.

## VOCATIONAL EDUCATION ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on Advisory Councils. Testimony was heard from public witnesses.

Hearings continue June 23.

## SERVICE CONTRACT ACT REGULATIONS

*Committee on Education and Labor:* Subcommittee on Labor-Management Relations approved a report on proposed Service Contract Act regulations.

## MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Subcommittee on Postsecondary Education approved for full Committee action the following measures: H.J. Res. 429, to establish State commissions on teacher excellence and H.R. 6485, amended, to amend and extend the tribally controlled Community College Assistance Act of 1978.

## MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported as amended the following bills: H.R. 6457, Health Research Extension Act of 1982; H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security, and H.R. 5447, Futures Trading Act of 1982.

## SERVICE INDUSTRIES COMMERCE DEVELOPMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation, and Tourism approved for full Committee action as amended H.R. 5519, Service Industries Commerce Development Act of 1982.

## NUCLEAR WASTE LEGISLATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power began markup of nuclear waste legislation.

## OVERSIGHT-FOREIGN SERVICE ACT

*Committee on Foreign Affairs:* Subcommittee on International Operations continued oversight hearings on the Foreign Service Act of 1980. Testimony was heard from the following officials of the International Communication Agency: James Hackett, Associate Director for Management and Angie Garcia, Director of Personnel and public witnesses.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Office Systems met to consider pending business.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: H.R. 5795, to provide for the use and distribution of the funds awarded to the Shawnee Tribe of Indians in Dockets 64, 335 and 338 by the Indian Claims Commission and Docket 64-A by the United States Court of Claims; H.R. 6403, to provide for the use and distribution of funds to the Wyandot Tribe of Indians in Docket 139 before the Indian Claims Commission and Docket 141 before the United States Court of Claims and H.R. 5001, Tribal-State Compact Act of 1981; and H.R. 5553, amended, to provide for the use and disposition of Miami Indians judgment funds in Dockets 124-B and 254 before the United States Court of Claims.

The Committee also approved a resolution waiving the 60 day waiting period for granting of a right-of-way to construct a Natural Gas Pipeline across lands within the Sabine National Wildlife Refuge, Louisiana.

## CHEMICAL TRIS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held a hearing on S. 823, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, yarn, or fiber. Testimony was heard from Senator Thurmond; Representatives Campbell and Gore and public witnesses.

## CRIMINAL CODE REVISION

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued markup of H.R. 4711, Criminal Code Revision Act of 1981.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued oversight hearings on the operation of the Exclusionary Rule. Testimony was heard from Representative Hoyer; Stephen Sachs, Attorney General, State of Maryland and public witnesses.

## BANKRUPTCY

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued oversight hearing on personal bankruptcies. Testimony was heard from public witnesses.

## STRATEGIC SHIPBUILDING SECURITY ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 5020, Strategic Shipbuilding Security Act of 1981. Testimony was heard from departmental and public witnesses.

## OCEAN DUMPING AMENDMENTS ACT

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on H.R. 6113, Ocean Dumping Amendments Act of 1982. Testimony was heard from Steven Schatzow, Director, Office of Water Regulations and Standards, EPA; Brig. Gen. Forrest T. Gay, III, Deputy Director of Civil Works, Office of the Chief of Engineers, Department of the Army; Capt. R. Lawrence Swanson, Director, Office of Marine Pollution Assessment, Office of Research and Development, NOAA, Department of Commerce and public witnesses.

## PUBLIC DEBT LIMIT

*Committee on Rules:* Granted a modified closed rule providing one hour of debate on H.R. 6595, to provide for a temporary increase in the public debt limit. Testimony was heard from Chairman Rostenkowski and Representatives Reuss, Peyser and Duncan.

## BIO TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight held a joint hearing on university-industrial cooperation in biotechnology. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## SMALL AND MINORITY ENTERPRISE DEVELOPMENT PROGRAMS

*Committee on Small Business:* Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems held a hearing on the Administration's Small and Minority Enterprise Development Programs. Testimony was heard from the following officials of SBA: James C. Sanders, Administrator; Robert Wright, Associate Administrator for Minority Small Business and Capital Ownership Development and Robert F. McDermott, Associate Administrator of Procurement and Technology Assistance; Victor M. Rivera, Director, Minority Business Development Agency, Department of Commerce and public witnesses.

### PUBLIC DEBT LIMIT

*Committee on Ways and Means:* Ordered reported H.R. 6595, to provide for a temporary increase in the public debt limit.

### LAND INVESTMENTS AND TIME-SHARING ABUSES

*Select Committee on Aging:* Held a hearing on land investments and time-sharing abuses. Testimony was heard from Charles Nelson, Assistant Chief Inspector, Office of Criminal Investigations, U.S. Postal Service; Timothy J. Muris, Director, Bureau of Consumer Protection, FTC; Garth Lucero, Assistant Attorney General, Office of the Attorney General, State of Colorado; Nicholas Levidy, Assistant Attorney General, Office of the Attorney General, State of New York and public witnesses.

### U.S. INTELLIGENCE ACTIVITIES

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on U.S. Intelligence Activities. Testimony was heard from departmental witnesses.

## *Joint Meetings*

### MONETARY POLICY

*Joint Economic Committee:* Subcommittee on Monetary and Fiscal Policy concluded hearings on current U.S. monetary policy, after receiving testimony from William G. Dewald, Ohio State University, Columbus; Raymond E. Lombra, Pennsylvania State University, University Park; and Robert H. Rasche, Michigan State University, East Lansing.

### FIRST BUDGET RESOLUTION

*Conferees* continued in evening session to resolve the differences between the Senate- and House-passed versions of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the Congressional budget for fiscal year ending September 30, 1982.

# *Thursday, June 17, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 14143–14243*

**Bills Introduced:** Fourteen bills and seven resolutions were introduced, as follows: S. 2638–2651, S.J. Res. 202–203, S. Con. Res. 106–107, and S. Res. 413–415.

Page 14192

**Bills Reported:** Reports were made as follows:

S. 2645, revising certain provisions of law relating to military construction and military family housing (S. Rept. No. 97–474).

Report to accompany S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity (S. Rept. No. 97–475).

S. Con. Res. 100, expressing the sense of the Congress that pending steel unfair trade practice cases be vigorously pursued and promptly concluded, with an amendment to the preamble.

Page 14192

**Voting Rights Act Extension:** By unanimous vote of 97 yeas, Senate agreed to the motion to proceed to consider S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965.

Senate began consideration of the bill, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Mathias unprinted amendments Nos. 1023 and 1024 and Amendment No. 1883 (en bloc), of a technical nature.

Page 14109

(2) Stevens unprinted amendment No 1026, providing for futher clarification of the bilingual provisions of the Voting Rights Act of 1965.

Page 14147

(3) Stevens modified unprinted amendment No. 1027, providing that nothing shall prohibit the Attorney General from consenting to an entry of judgment if, based upon a showing of objective and compelling evidence by the plaintiff, and upon investigation, he is satisfied that the State or political subdivision has complied with the requirements of section 4(a)(1); and that any aggrieved party may as of right intervene at any stage in such action.

Page 14134

Rejected:

(1) By 16 yeas to 81 nays, East Amendment No. 1875, to strike Section 3 from the bill.

Page 14127

(2) By 14 yeas to 81 nays, East Amendment No. 1897, to limit the jurisdiction of the courts to require proportional representation or quotas in the election of members of a protected class.

Page 14137

(3) By 1 yea to 94 nays, Helms unprinted amendment No. 1025, to allow courts to order proportional representation as a remedy.

Page 14140

(4) By 31 yeas to 65 nays, East Amendment No. 1865, to provide that, after August 6, 1982, any legal action brought under either Section 4 or 5 of the Voting Rights Act would be brought in the U.S. district court ordinarily having venue over such cases.

Page 14143

(5) By 19 yeas to 78 nays, East Amendment No. 1868, to extend present bailout provisions for 10 years, to provide that jurisdictions which eliminated use of tests and devices would automatically bail out at close of 10-year period for which Act is extended, and to provide that, during interim, such jurisdictions would have opportunity to bail out if, during 5 years preceding the bailout, they have not violated law with respect to denying or abridging right to vote because of race, color, or being member of language minority.

Page 14150

(6) By 38 yeas to 59 nays, Stevens unprinted amendment No. 1028, to delete "inhibit or dilute equal access" language and replace it with the results test of Section 2.

Page 14154

(7) By 32 yeas to 58 nays, Stevens unprinted amendment No. 1029, to change the bailout provision in the bill so as to permit a State to bail out even if some of its counties have not qualified for a bailout under the listed criteria.

Page 14163

Pending:

Hayakawa Amendment No. 1879, to repeal certain provisions relating to biligual election requirements (on which there is 30 minutes for debate).

Page 14169

Senate will continue consideration of the bill and amendments thereto on Friday, June 18.

Pages 14084, 14098, 14107, 14142

**Presidential Message:** Senate received a message from the President transmitting the Annual Report for 1981 of the Saint Lawrence Seaway Development Corporation. Referred to the Committee on Environmental and Public Works. (PM–144)

Page 14184

**Nominations:** Senate received the following nominations:

2 Army nominations in the rank of General

1 Air Force nomination in the rank of General

1 Marine Corps nomination in the rank of General

Routine lists of Navy and Air Force nominations.

Page 14244

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of Susan E. Phillips, of Virginia, to be a Member of the National Advisory Council on Women's Educational Programs.

Page 14248

**Messages From the President:**

Page 14184

**Messages From the House:**

Page 14184

**Measures Referred:**

Page 14185

**Measures Ordered Held at Desk:**

Page 14185

**Statements on Introduced Bills:**

Page 14192

**Amendments Submitted for Printing:**

Page 14215

**Notices of Hearings:**

Page 14215

**Committee Authority To Meet:**

Page 14215

**Additional Statements:**

Page 14215

**Nominations:** Page 14244

**Record Votes:** Eight record votes were taken today. (Total—181)

Pages 14107, 14137, 14140, 14141, 14147, 14154, 14163, 14166

**Recess:** Senate convened at 9:15 a.m., and recessed at 1:55 a.m., on Friday, June 18, 1982, until 9:15 a.m., the same day. (For Senate's program, see remarks of Senator Baker in today's Record on page 14244.)

## *Committee Meetings*

### U.S. GRAPE PRODUCTION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded hearings on S. 505, subjecting imported grapes to the same regulations as table grapes grown in the Coachella Valley of Southern California, after receiving testimony from Senator Cranston; Charles Brader, Director, Fruit and Vegetable Division, Agricultural Marketing Service, and Gilbert Sindelar, Director, Horticulture and Tropical Products Division, Foreign Agricultural Service, both of the Department of Agriculture; Thomas DeMare, Mrs. Keene Larson, and Richard Peters, all representing the Desert Grape Growers Association, Coachella, California; Albert Farnsworth and Clifford Stromberg, both representing the Association of Table Grape Growers

Sonora, Mexico, and Dennis Icardi, Blue Anchor Inc., Sacramento, California.

## APPROPRIATIONS—DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on the District of Columbia continued hearings on proposed budget estimates for fiscal year 1983 for the government of the District of Columbia, receiving testimony in behalf of funds for their respective activities from David Eaton, President, and Floretta D. McKenzie, Superintendent of Schools, both for the Board of Education of the District of Columbia; George E. Holland, Acting Director, Department of Corrections of the District of Columbia; and Polly Schackleton, Member of the District of Columbia City Council, and James A. Buford, Director, Department of Human Services, both in behalf of funds for the Department of Human Services, and St. Elizabeth's Hospital.

Subcommittee will meet again on Tuesday, June 22.

## INTELLIGENCE AUTHORIZATIONS, NOMINATIONS, MILITARY SEALIFT AND TRAFFIC MANAGEMENT COMMANDS

*Committee on Armed Services:* Committee ordered favorably reported the following business items:

S. 2487, authorizing funds for fiscal year 1983 for intelligence activities of the U.S. Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community, with an amendment, and

4,139 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee concluded hearings in closed session on the proposed consolidation of the military sealift command and the military traffic management command of the Department of Defense, after receiving testimony from Frank C. Carlucci, III, Deputy Secretary of Defense; Lt. General James E. Dalton, U.S.A.F., Director, Joint Staff; Vice Admiral Kent J. Carroll, Commander, Military Sealift Command; and Major General John D. Bruen, U.S.A., Commander, Military Traffic Management Command.

## INTERNATIONAL TELECOMMUNICATIONS DEREGULATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications concluded hearings on S. 2469, proposed International Telecommunications Deregulation Act, establishing competition as a basic goal and purpose of FCC international regulation, establishing a Task Force to develop more coherent and consistent Executive policies in the international telecommunications field, providing for changes in the organization, structure, and operations of the Communications Satellite Corporation (COMSAT), and requiring the Department of State to name affected agency and private sector representatives to the delegation sent to international telecommunications conferences, after receiving testimony from Michael R. Gardner, Akin, Gump, Strauss, Hauer, and Feld, William G. McGowan, MCI Telecommunications, and Floyd Wilkerson, Eaton Corporation, all of Washington, D.C.; Stephen E. Doyle, Aerojet Liquid Rocket Company, Sacramento, California, and Herbert A. Schulke, Jr., Chase Manhattan Bank, New York City.

## ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee continued markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again on Wednesday, June 23.

## NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of James B. Burnham, of Pennsylvania, to be U.S. Executive Director of the International Bank for Reconstruction and Development, after the nominee, who was introduced by Senator Heinz, testified and answered questions in their own behalf.

## VERSAILLES BRIEFING

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the results of the recent Versailles economic summit meeting from Robert D. Hormats, Assistant Secretary for Economic and Business Affairs, Department of State.

Committee recessed subject to call.

## BUSINESS MEETING

*Committee on Governmental Affairs:* Committee ordered favorably reported the following bills:

S. 2361, revising certain provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646);

S. 2059, revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to assure independent investigations of high-ranking Federal officials and to remove inequities in the present law, with amendments;

H.R. [illegible], providing for the transfer of certain Federal property to the City of Hoboken, New Jersey, with amendments;

S. 2625, making Federal surplus property more accessible to local emergency preparedness and volunteer firefighting organizations; and

S. 294, coordinating Federal anti-arson programs and providing assistance to State and local governments for prevention, detection, and control of arson, with an amendment.

### ARCTIC RESEARCH

*Committee on Governmental Affairs:* Committee held hearings on S. 1562, establishing the Arctic Research Council to coordinate a comprehensive national policy dealing with national needs and objectives in the Arctic, receiving testimony from Alaska Lieutenant Governor Terry Miller, Juneau; Juan Roederer, University of Alaska, Fairbanks; Hans-Pavia Rosing, Inuit Circumpolar Conference, Nuuk, Greenland; and Roger C. Herrera, SOHIO Alaska Petroleum Company, and Nancy Davis, Cultural Dynamics, Inc., both of Anchorage, Alaska.

Hearings were recessed subject to call.

### CONTROLLED SUBSTANCES

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 20, S. 661, S. 954, S. 1025, and S. 1339, bills establishing penalties for robbing a pharmacy engaged in interstate commerce of a controlled substance, after receiving testimony from Senators Grassley and Jepsen; Representative Hyde; William E. Woods and Darwyn J. Williams, both of the National Association of Retail Druggists, Alexandria, Virginia; Sheldon W. Fantle, Peoples Drug Stores, Inc., Alexandria, Virginia, on behalf of the National Association of Chain Drug Stores, Inc., Melvin Rubin, J & S Pharmacy, Arbutus, Maryland; David A. Banta, Maryland Pharmaceutical Association, Baltimore, Maryland; and Stanley Siegelman, American Druggist Magazine, New York City.

### INDIAN FUNDS

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 1735, providing for the use and distribution of funds awarded the Pembina Chippewa Indians in specified dockets of the U.S. Court of Claims, after receiving testimony from John Fritz, Deputy Assistant Secretary of the Interior for Indian Affairs (Operations); Ted Krenzke, Director of Indian Operations, and Robert Pennington, Chief, Branch of Tribal Services, both of the Bureau of Indian Affairs, Department of the Interior; Mary Cornelius, Francis Cree, Leo Wilke, Elma Wilke, and Richard LaFramboise, all of the Turtle Mountain Band of Chippewa Indians, and Louis F. La Fountain, Pembina Chippewa Indians, all of Belcourt, North Dakota; John Windy Boy, Mark Suagee, Gary Richardson, William Denney, Jr., and Joe Demontney, all of the Chippewa Cree Tribe of the Rocky Boy's Reservation, Box Elder, Montana; and George Plummer, M. Richard Gebhardt, and Debra Swanson, all of the Little Shell Tribe of Chippewa Indians of Montana, Missoula.

### CIA SPOUSES

*Select Committee on Intelligence:* Committee ordered favorably reported with an amendment in the nature of a substitute, S. 2422, providing the spouses of CIA employees who have served abroad a vested interest in the retirement benefits of the employee.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 6623–6640; 1 private bill, H.R. 6641; and 4 resolutions, H.J. Res. 513 and 514, and H. Con. Res. 364 and 365 were introduced.

Pages 14069–14070

**Report Filed:** One report was filed as follows: H.R. 6451, to amend title 10, United States Code, to revise and codify the permanent provisions of law relating to military construction and military family housing (H. Rept. 97–612).

Page 14069

**Journal:** By a yea-and-nay vote of 338 yeas to 29 nays with 1 voting "present", Roll No. 153, the House approved the Journal of Wednesday, June 16.

Page 13981

**Presidential Message—Saint Lawrence Seaway:** Received and read a message from the President wherein he transmits the Saint Lawrence Seaway Development Corporation's Annual Report for 1981—referred to the Committee on Public Works and Transportation.

Page 13984

**Refugee Assistance:** By a yea-and-nay vote of 388 yeas to 3 nays, Roll No. 154, the House agreed to H. Res. 499, providing for the consideration of H.R. 5879, to amend the Immigration and Nationality Act to extend for three years the authorization for appropriations for refugee assistance, to make certain improvements in the operation of the program. The bill is scheduled for consideration on Monday, June 21.

Page 13985

**Small Business Innovation Research:** House completed all general debate and began reading for amendment on H.R. 4326, to amend the Small Business Act to strengthen the role of the small, innovative firms in federally funded research and development, and to utilize Federal research and development as a base for technological innovation to meet agency needs and to contribute to the growth and strength of the Nation's economy; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, June 22.

By a recorded vote of 383 ayes to 5 noes, Roll No. 156, the House agreed to resolve itself into the Committee of the Whole.

Agreed to:

Three amendments of a technical nature; and

An amendment that excludes all intelligence-related agencies from the requirements of the bill.

Rejected:

An amendment that sought to exempt the Department of Defense and the atomic energy defense programs of the Department of Energy from the provisions of the bill (rejected by a recorded vote of 80 ayes to 295 noes, Roll No. 157); and

An amendment that sought to exempt health-related research undertaken by the Department of Health and Human Services or any of its entities from the provision requiring set-aside of research and development funds (rejected by a recorded vote of 164 ayes to 193 noes with 1 voting "present", Roll No. 158).

H. Res. 501, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 388 yeas to 6 nays, Roll No. 155.

**Page 13990**

**Late Report:** Committee on Agriculture received permission to have until midnight, Friday, June 18, to file a report on H.R. 6590, to provide for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, to limit increases in the support price for tobacco.

**Page 14048**

**Adjournment:** Met at 10 a.m. and adjourned at 7:32 p.m.

# *Committee Meetings*

## FARM CRISIS ACT

*Committee on Agriculture:* Rejected H.R. 6274, Farm Crisis Act of 1982.

## DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Research and Development Technology Base. Testimony was heard from the following officials of the Department of Defense: Dr. Robert S. Cooper, Director of DARPA and H. Mark Grove, Assistant Deputy Under Secretary for Research and Advanced Technology.

The Subcommittee also held a hearing on Contracting Out. Testimony was heard from Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

## JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from public witnesses.

Hearings continue June 23.

## MULTILATERAL DEVELOPMENT BANKS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on International Development Institutions and Finance continued hearings on Multilateral Development Banks. Testimony was heard from public witnesses.

Hearings continue June 22.

## U.S. AND THE LAW OF THE SEA

*Committee on Foreign Affairs:* Held a hearing on U.S. and the Law of the Sea. Testimony was heard from Representatives Breaux, Fields, Lott, Young of Alaska and Schneider.

Hearings continue June 23.

## U.S. POLICY TOWARD LEBANON

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East approved for full Committee action a clean bill to be introduced to provide humanitarian assistance to Lebanon.

Prior to this action, the Subcommittee held a hearing on U.S. Policy Toward Lebanon and Relief and Rehabilitation Assistance. Testimony was heard from Representatives Rahall and Oakar; Wat T. Cluverius, Deputy Assistant Secretary of State, Bureau of Near Eastern and South Asian Affairs and Bradshaw Langmaid, Jr., Deputy Assistant Administrator, Bureau for Near East, AID.

## OVERSIGHT-HIGH-LEVEL NUCLEAR WASTE

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held an oversight hearing on high-level nuclear waste management. Testimony was heard from the following officials of the NRC: Nunzio Palladino, Victor Gilinsky, John Ahearne, Thomas Roberts and James Asselstine, all Commissioners; from the following officials of the Department of Energy: Thomas A. Dillon, Principal Deputy Secretary for Nuclear Energy and Franklin E. Coffman, Acting Director, Office of Terminal Isolation and Remedial Action; James F. Devine, Assistant Director for Engineering Geology, U.S. Geological Survey, Department of the Interior; Thomas Cotton, Senior Analyst, Science Information and Natural Resources Division, Office of Technology Assessment; Kathleen Bennett, Assistant Administrator for Air, Noise and Radiation, EPA and public witnesses.

## ALASKA RAILROAD TRANSFER

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended (Sec. 507, transfer of the Alaska Railroad) H.R. 6308, Rail Safety and Service Improvement Act of 1982.

## FBI AUTHORIZATION

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI authorization, with emphasis on Indian reservations. Testimony was heard from the following officials of the FBI, Department of Justice: L. Clyde Groover, Assistant Director, Administrative Services Division and Oliver B. Revell, Assistant Director, Criminal Investigation Division.

## NEIGHBORHOOD SCHOOL ACT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on the Neighborhood School Act section of S. 951, Department of Justice Appropriation Authorization Act, fiscal year 1982. Testimony was heard from Senator Johnston and Representatives Mottl and Moore.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held a hearing on the following legislation: H.R. 6520, to transfer the authority of the Secretary of Transportation under the act commonly known as the Truman-Hobbs Act to the Secretary of the Army; H.R. 3411, to transfer to the Secretary of the Army certain functions, powers, and duties of the Secretary of Transportation relating to water vessel anchorages, bridge location and operation, and the provision of icebreaking facilities and aids to navigation, and H.R. 6580, to reform the regulation of sailing school vessels. Testimony was heard from Representative Stangeland; from the following representatives of the U.S. Coast Guard: RAdm. Richard Bauman, Chief, Office of Navigation and RAdm. Clyde Lusk, Chief, Office of Merchant Marine Safety; Maj. Gen. E. R. Heiberg III, Director, Civil Works, Chief of Engineers, U.S. Army; RAdm. Robert McNitt, Director of Admissions, U.S. Naval Academy and public witnesses.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from the following officials of the U.S. Army Corps of Engineers: Lt. Col. Thomas H. Magness, III, Assistant Director of Civil Works, Environmental Programs, Office of the Chief of Engineers, Southwestern Division and Col. Robert L. Friedenwald, Executive Director of Civil Works, Office of the Chief of Engineers, South Pacific Division.

Hearings continue June 22.

## U.S. SOLAR AND CONSERVATION TECHNOLOGIES

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Investigations and Oversight concluded joint hearings on United States solar and conservation technologies in international markets. Testimony was heard from Representative Bonker and public witnesses.

## BIO TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight concluded joint hearings on university/industrial cooperation in bio technology. Testimony was heard from Dr. William Raub, Associate Director for Extramural Research and Training, NIH, Department of Health and Human Services; Dr. Donald Senich, Director, Division of Industrial Science and Technological Innovation, NSF and public witnesses.

## EDUCATION, TRAINING AND REHABILITATION PROGRAMS

*Committee on Veterans' Affairs:* Subcommittee on Education, Training and Employment held a hearing on education, training and rehabilitation programs administered by the VA and on H.R. 5675, Veterans' Rehabilitation and Education Adjustment Act of 1982. Testimony was heard from Representatives Bonior, Panetta, Florio, Santini, Wolpe, Ratchford, and Frank; Dorothy L. Starbuck, Chief, Benefits Director, VA; representatives of veterans' organizations and public witnesses.

# *Joint Meeting*

## FIRST BUDGET RESOLUTION

*Conferees* continued in evening session to resolve the differences between the Senate- and House-passed versions of S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the Congressional budget for fiscal year ending September 30, 1982.

# *Friday, June 18, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 14271–14354*

**Bills Introduced:** Two bills were introduced, as follows: S. 2652–2655.

Page 14353

**Bills Reported:** Reports were made as follows:

S. 1030, revising certain provisions of the Gun Control Act (P.L. 90-618), relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, and providing for mandatory minimum sentences of Federal felonies committed with firearms or destructive devices, with an amendment in the nature of a substitute (with additional, minority, and supplemental views) (S. Rept. No. 97–476).

S. 2075, repealing outdated size and weight limitations now imposed on the United States Postal Service (S. Rept. No. 97–477).

H.R. 4560, designating the United States Post Office Building in Hartford, Connecticut, as the "William R. Cotter Federal Building".

Conference report on S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982 (S. Rept. No. 97–478).

Page 14353

**Measures Passed:**

*Bicentennial of the Great Seal of the United States:* Committee on the Judiciary was discharged from the further consideration of S. Res. 394, commemorating the bicentennial of the Great Seal of the United States, and the resolution was then agreed to.

Page 14343

*Voting Rights Act Extension:* By a vote of 85 yeas to 8 nays, Senate passed H.R. 3112, extending the effects of certain provisions of the Voting Rights Act of 1965, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 1992, after agreeing to a committee amendment in the nature of a substitute, as amended, and taking action of further amendments proposed thereto as follows:

Page 14271

Adopted:

Nickles unprinted amendment No. 1035, applying the bilingual election requirements only to members of a single language minority who do not speak English.

Page 14301

Rejected:

(1) By 32 yeas to 56 nays, Hayakawa Amendment No. 1879, to repeal certain provisions of the Act relating to bilingual election requirements.

Page 14271

(2) By 16 yeas to 74 nays, Cochran Amendment No. 1898, to provide for the application of preclearance provisions to all States and political subdivisions and to provide for submission of any changes under the preclearance provisions to the appropriate district court of the United States.

Page 14279

(3) By 38 yeas to 55 nays, Nunn unprinted amendment No. 1030, to provide that whenever the Attorney General requests additional information after the first 30 days of the 60-day period, the period in which the Attorney General may interpose an objection may not exceed 30 days after the receipt of the submission of the additional information.

Page 14283

(4) By 19 yeas to 73 nays, Denton Amendment No. 1876, to make the new bailout standard effective on August 6, 1982; to strike the provision regarding no final judgment of voting discrimination having been handed down by any U.S. court for a period of 10 years, to provide that no final judgment of any U.S. court had been entered that denials or abridgements of right to vote because of race, color, or membership in language minority have been perpetrated by State or political subdivision (or within State or political subdivision with its knowledge or acquiescence); that no Federal examiners for purpose of registering voters could have been sent into State or political subdivision for 10 years; that no substantial voting law changes to preclearance had been implemented against the law; that no substantial objections had been interposed by the Attorney General; that State or political subdivision had only engaged in constructive efforts; that second-party intervention in such actions shall be governed by Federal Rules of Civil Procedure; and that declaratory judgment for bailout could be reopened for a period of 5 years (rather than 10 years) upon motion only of the Attorney General if he alleges conduct has occurred which, had it occurred during 10 years preceding bailout, the declaratory judgment would have been precluded.

Page 14289

(5) By 28 yeas to 64 nays, Stevens unprinted amendment No. 1031, to clarify the phrases "anywhere in the territory" and "all governmental units within its territory" under the bailout provision of the Voting Rights Act of 1965.

Page 14294

(6) By 28 yeas to 66 nays, Thurmond-Warner unprinted amendment No. 1032, to modify the expiration date of the provisions of Section 4 of the Act.

Page 14295

(7) By 12 yeas to 81 nays, Helms unprinted amendment No. 1033, to exempt 42 counties in North Carolina from Sections 4 and 5 of the Act.

Page 14297

(8) By 12 yeas to 81 nays, Helms unprinted amendment No. 1034, to provide that, in order to guarantee the right to vote in States with abnormally low percentages of black voter registration, any State in which the percentage of black voter registration was determined by the Bureau of the Census of the Department of Commerce, in November 1980, to be less than 43.7 percent of eligible black voters shall be subject to the preclearance requirements of Section 5 of the Act; that any State with greater than 60 percent black voter registration, so determined, shall not be subject to such requirements; and that any State so affected and thereby made subject to preclearance may be relieved from the preclearance requirements of Section 5 of the Act, in accordance with the standards and procedures specified in the Act.

Page 14299

**Urgent Supplemental Appropriations, 1982—Conference Report:** Senate began consideration of the conference report on H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

Senate will continue to consider the conference report on Monday, June 21.

Page 14342

**Confirmations:** Senate confirmed the following nominations:

George C. Pratt, of New York, to be U.S. Circuit Judge for the Second Circuit.

Maurice M. Paul, to be U.S. District Judge for the Northern District of Florida.

John W. Potter, to be U.S. District Judge for the Northern District of Ohio.

Harold M. Fong, to be U.S. District Judge for the District of Hawaii.

A. J. McNamara, to be U.S. District Judge for the Eastern District of Louisiana.

William C. Whitworth, to be U.S. Marshal for the District of South Carolina.

Francis K. Peo, to be U.S. Marshal for the Northern District of New York.

4 Army nominations in the rank of General.

2 Navy nominations in the rank of Admiral.

20 Air Force nominations in the rank of General.

3 Marine Corps nominations in the rank of General.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

Page 14374

**Nominations:** Senate received the following nominations:

George W. Landau, of Maryland, to be Ambassador to Venezuela.

Richard H. Ellis, of Virginia, for the rank of Ambassador during the tenure of his service as the United States Commissioner on the U.S.-USSR Standing Consultative Commission.

Gary L. Jones, of Virginia, to be Under Secretary of Education.

James Jay Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board.

Kay McMurray, of Idaho, to be Federal Mediation and Conciliation Director.

Page 14374

**Presidential Message:** Senate received a message from the President transmitting the Annual Report for Fiscal Year 1981 of the Administration on Aging of the Department of Health and Human Services, which was referred to the Committee on Labor and Human Resources. (PM-145)

Page 14352

**Messages From the President:** Page 1435.

**Communications:** Page 14352

**Statements on Introduced Bills:** Page 14353

**Notices of Hearings:** Page 14359

**Additional Statements:** Page 14359

**Nominations:** Page 14374

**Confirmations:** Page 14374

**Record Votes:** Nine record votes were taken today. (Total—190)

Pages 14278, 14282, 14287, 14302, 14303, 14304, 14337

**Recess:** Senate convened at 9:15 a.m., and recessed at 2:57 p.m., until 12 noon, on Monday, June 21, 1982.

## *Committee Meetings*

### TRANS-SIBERIAN PIPELINE

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Finance and Monetary Policy concluded oversight hearings on licensing issues of the proposed Trans-Siberian natural gas pipeline, after receiving testimony from Mikhail Makarenko, Hyattsville, Maryland; La Thi Anh, Vietnamese Information Bureau, Cheverly, Maryland; Doan Van Toai, Medford, Massachusetts; and Zdzislaw Rurarz, Bladensburg, Maryland, former Polish Ambassador to Japan.

### WATER PROJECTS

*Committee on Environment and Public Works:* Subcommittee on Water Resources concluded hearings on proposed budget recommendations for fiscal year 1983 for new construction starts for the Army Corps of Engineers, after receiving testimony from William R. Gianelli, Assistant Secretary of the Army (Civil Works).

### STATE AND FEDERAL LEGISLATORS' AWAY-FROM-HOME EXPENSES

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on S. 2012, S. 2015, S. 2092, S. 2113, S. 2176, S. 2321, and S. 2413, bills repealing or revising the deduction for away-from-home living expenses of Members of Congress, and Section 127 of the Economic Recovery Tax Act of 1981, allowing State legislators to treat their district residence as their tax home and to treat as business expenses an amount equal to the greater of the Federal per diem or the State per diem, with certain limitation, and without regard to the "away-from-home" rule, after receiving testimony from Senators Mattingly, Specter, and Proxmire; David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; Kansas State Senator Paul Hess, Topeka; Pennsylvania State Representative James Ritter, Harrisburg, on behalf of the National Conference of State Legislatures; Fred Wertheimer, Common Cause, James Dale Davidson, National Taxpayers Union, and Jay Angoff, Public Citizen's Congress Watch, all of Washington, D.C.

### U.S. POLICIES AND PROGRAMS IN SOUTHEAST ASIA

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs resumed hearings to examine political, economic, and military interest in Southeast Asia, receiving testimony from James P. Rooney, Jr., Asia-Pacific Council of the American Chambers of Commerce, Bangkok, Thailand; and Oakley Johnson, ASEAN-U.S. Business Council, Washington, D.C.

Hearings continue on Tuesday, July 13.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Monday, June 21.

## *Committee Meetings*

### WILDERNESS PROTECTION ACT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended H.R. 6542, Wilderness Protection Act of 1982.

## *Joint Meetings*

### MAIL DELIVERY

*Joint Economic Committee:* Subcommittee on Economic Goals and Intergovernmental Policy held hearings on the future of mail delivery in the United States, receiving testimony from Janet D. Steiger, Chairman, Postal Rate Commission; Wayne D. Fuller, University of Texas, El Paso; R. Stephen Fischer, NLT Computer Services Corporation, Nashville, Tennessee, representing the Association of Data Processing Service Organizations, Inc.; Joe Coates, J. F. Coates, Inc., Washington, D.C.; William A. Robinson, DHL Corporation, Lynbrook, New York; and Patricia H. Brennan, Rochester, New York.

Hearings continue on Monday, June 21.

### FIRST BUDGET RESOLUTION

*Conferees* agreed to file a conference report on S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the Congressional budget for fiscal year ending September 30, 1982.

## *Monday, June 21, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 14404–14468*

**Bill Introduced:** One bill was introduced, as follows: S. 2654.

Page 14438

**Measures Passed:**

*Federal payment increase:* Senate passed S. 2457, providing for an increase in the funding level for the Federal payment to the government of the District of Columbia.

Page 14442

*Imprisonment of Yuri Badzyo:* Senate agreed to S. Res. 326, expressing the sense of the Senate with respect to the Soviet Union's imprisonment of Yuri Badzyo.

Page 14442

*Emigration of Stolar Family to Israel:* Senate agreed to S. Res. 390, urging the Soviet Union to allow Abe Stolar and family members to emigrate to Israel.

Page 14442

*Emigration of Gluzman Family to Israel:* Senate passed H.J. Res. 230, declaring that Dr. Semyon Gluzman be released from prison in the Soviet Union and be allowed to emigrate to Israel.

Page 14443

*Imprisonment of Yuriy Shukhevych:* Senate agreed to H. Con. Res. 111, expressing the sense of the Congress that the Soviet Union should provide proper medical care to Yuriy Shukhevych, that he should be released from prison, and permit him and his family to emigrate.

Page 14443

*Violations of human rights in Ukraine:* Senate agreed to H. Con. Res. 205, expressing the sense of the Congress with respect to violations of human rights by the Soviet Union in the Ukraine.

Page 14443

*Imprisonment of Mart Niklus:* Senate agreed to H. Con. Res. 218, expressing the sense of the Congress concerning the imprisonment of Mart Niklus by the Soviet Union.

Page 14443

*Processing of turkeys without inspection:* Senate passed H.R. 3863, amending the Poultry Products Inspection Act, to increase the number of turkeys which may be slaughtered and processed without inspection under such Act.

Page 14443

*Private relief bill:* Senate passed H.R. 1482, for the relief of Christina Boltz Sidders.

Page 14446

*Water resources research authorizations:* Senate passed S. 2494, authorizing funds through fiscal year 1987 for water resources research programs, after agreeing to Stevens (for Abdnor) unprinted amendment No. 1036, of a technical and clarifying nature.

Page 14446

*Veterans' Administration Health-Care Programs Improvement and Extension Act of 1982:* Senate passed H.R. 6350, authorizing funds for the Veterans' Administration health professional scholarship program, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 2385, which was first amended by the adoption of a committee amendment in the nature of a substitute.

S. 2385 was then indefinitely postponed.

Page 14450

*Aviation Insurance Program:* Senate passed H.R. 5930, amending the Federal Aviation Act of 1958, extending the authority of the Secretary of Transportation to provide certain aviation insurance and reinsurance, after agreeing to a Stevens (for Kassebaum) unprinted amendment No. 1037, in the nature of a substitute.

Page 14467

**Urgent Supplemental Appropriations, 1982—Conference Report:** Senate agreed to the conference report on H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

Senate concurred in the House amendments to Senate amendments Nos. 2, 3, 12, 14, 16, 18a, 19, 20, 22, 26, 27, 34, 37, 51, and 64, and receded from its amendment No. 40.

Senate will consider the House amendment to Senate amendment No. 62 on Tuesday, June 22. A vote on a motion relative to the amendment, if entered, will occur at 2 p.m.

Page 14410

**Presidential Message:** Senate received a message from the President transmitting an exchange of Diplomatic Notes, extending the governing international fishery agreement between the United States and Poland, signed at Washington, D.C. on August 2, 1976, until July 1, 1983, which was referred jointly to the Committees on Commerce, Science, and Transportation and Foreign Relations. (PM—146)

Page 14438

Messages From the President: Page 14438

Statements on Introduced Bills: Page 14438

Notices of Hearings: Page 14439

Committee Authority To Meet: Page 14440

Additional Statements: **Page 14440**

Recess: Senate convened at 12 noon, and recessed at 5:10 p.m., until 10:30 a.m., on Tuesday, June 22, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 14468.)

## *Committee Meetings*

### FIFRA

*Committee on Agriculture, Nutrition, and Forestry:* Committee began hearings on S. 2245 and S. 2620, authorizing funds for fiscal year 1983 and 1984 for programs of the Federal Insecticide, Fungicide, and Rodenticide Act, and extending the scientific advisory panel to September 30, 1984, and S. 2621, setting standards for State regulation of pesticide products, receiving testimony from John Todhunter, Assistant Administrator for Pesticides and Toxic Substances, Environmental Protection Agency; Jack Early, National Agricultural Chemicals Association, John Wise, Pesticide Producers Association, Ralph Engel, Chemical Specialties Manufacturers Association, Jacqueline Warren, representing the National Resources Defense Council, and Jay Powers, representing the AFL–CIO, all of Washington, D.C.; Edgar Duskin, Southern Agriculture Chemicals Association, Dawson, Georgia, and Frank Guthrie, North Carolina State University, Raleigh, on behalf of the March of Dimes.

Hearings continue on tomorrow.

### LEBANON RELIEF ASSISTANCE

*Committee on Foreign Relations:* Committee ordered favorably reported with amendments, S. 2636, authorizing supplemental funds for fiscal year ending September 30, 1982 for emergency assistance to Lebanon.

Prior to this action, the committee concluded hearings on the aforementioned bill, after receiving testimony from Wat T. Cluverius, Deputy for Middle East Peace Negotiations, Bureau of Near Eastern and South Asian Affairs, Department of State; and Bradshaw, Deputy Assistant Administrator for Near East, and Martin D. Howard, Director, Office of U.S. Foreign Disaster Assistance, both of the Agency for International Development.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of George Q. Lumsden, Jr., of Maryland, to be Ambassador to the United Arab Emirates, after the nominee testified and answered questions in his own behalf.

### NAMIBIA

*Committee on Foreign Relations:* Subcommittee on African Affairs concluded hearings on recent developments in South Africa, after receiving testimony on the Namibia negotiations from Chester Crocker, Assistant Secretary of State for African Affairs.

### MALT BEVERAGES DISTRIBUTION

*Committee on the Judiciary:* Committee held hearings on S. 1215, establishing that exclusive territorial agreements between wholesale distributors and brewers, importers, trademark owners, or trademark licensees of malt beverages shall be deemed lawful under the Federal antitrust laws so long as the malt beverages covered by such agreements are in competition with other such products within a defined geographic area, receiving testimony from Senator Proxmire; Abbott B. Lipsky, Jr., Deputy Assistant Attorney General, Antitrust Division, Department of Justice; Alfred Kahn, National Institute of Economics and Law, and Frederick G. H. Meijer, Food Marketing Institute, both of Washington, D.C.; Seymour E. Podolsky, Southgate, Michigan, on behalf of the National Beer Wholesaler's Association of America; Lewis T. Nunnellee, Coastal Beverage Co., Inc., Wilmington, North Carolina; Edison R. Lara, Westside Distributing, Los Angeles, California; Matthew Protos, National Licensed Beverage Association, Alexandria, Virginia; Mac Greer, Alabama Retail Association, Montgomery; Frank J. Sellinger, Jos. Schlitz Brewing Co., Milwaukee, Wisconsin; James L. Tito, Latrobe Brewing Company, Latrobe, Pennsylvania; Robert L. Pohl, The Hudepohl Brewing Company, Cincinnati, Ohio; Douglas J. Simmons, Free Enterprise Liquor Dealers, and Joseph A. Lackey, Indiana Retail Grocers Association, Inc., both of Indianapolis, Indiana, and Richard M. Quinn, Hartford City, Indiana, on behalf of the Indiana Malt Beverage Association.

Hearings were recessed subject to call.

### AMERASIAN IMMIGRATION

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy concluded hearings on S. 1698, providing preferential treatment in the admission of children of mixed Asian and American heritage (Amerasians), after receiving testimony from Senators Denton and Levin; Representative McKinney; Ambassador Diego Asencio, Assistant Secretary of State for Consular Affairs; Alan Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; Alfred Keane, Americans for International Aid, Marietta, Georgia; John A. Shade, Pearl S. Buck Foundation, Perkasie, Pennsylvania; Walter Martindale, American International Trade Group, Washington, D.C.; and Judith Foster, Springfield, Virginia.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 2 public bills, H.R. 6642 and 6643; and 1 resolution, H.J. Res. 515 were introduced.

Page 14519

**Bills Reported:** Reports were filed as follows:

H.R. 6590, to provide for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, and to limit increases in the support price for tobacco, amended (H. Rept. 97–613, filed on June 18);

Conference report on S. Con. Res. 92, setting forth the recommended congressional budget for the United States Government for the fiscal years 1983, 1984, and 1985, and revising the congressional budget for the United States Government for the fiscal year 1982 (H. Rept. 97–614);

H.R. 4483, to provide for confirmation of the repayment contract of the Dallas Creek participating project of the Upper Colorado River storage project (H. Rept. 97–615); and

H.R. 3589, to authorize the exchange of certain land held by the Navajo Tribe and the Bureau of Land Management, amended (H. Rept. 97–616).

Page 14519

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 14469

**Consent Calendar:** On the call of the Consent Calendar, the House took the following actions:

**Passed and cleared for the President:**

*Wildlife refuge lands:* S. 1519, to designate certain national wildlife refuge lands.

**Eligible bill not considered:**

*Passed over without prejudice:* H.R. 5081.

Page 14469

**Presidential Message—Aging:** Read a message from the President wherein he transmits the annual report for fiscal year 1981 of the Administration on Aging of the Department of Health and Human Services—referred to the Committee on Education and Labor.

Page 14470

**First Budget Resolution:** It was made in order on Tuesday, June 22, or any day thereafter, to consider a motion by the chairman of the Committee on the Budget to recede from the House amendment to S. Con. Res. 92, First Concurrent Resolution on the Budget for fiscal year 1983, and to amend S. Con. Res. 92 with the text of the amendment in the nature of a substitute printed in the joint statement of managers in the conference report as submitted in the House; that debate on said motion not exceed one hour equally divided and controlled by chairman and ranking minority member of the Committee on the Budget; that said motion shall not be subject to a demand for a division of the question; and that the previous question shall be considered as ordered on said motion to final adoption without intervening motion.

Page 14481

**Suspensions:** House voted to suspend the rules and pass the following bills:

*No net cost tobacco program:* H.R. 6590, amended, to provide for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, and to limit increases in the support price for tobacco; and

Page 14482

*Military construction codification:* H.R. 6451, amended, to amend title 10, United States Code, to revise and codify the permanent provisions of law relating to military construction and military family housing.

Page 14496

**Late Report:** Committee on Energy and Commerce received permission to have until midnight tonight to file a report on H.R. 5447, Futures Trading Act of 1982.

Page 14496

**Presidential Message—U.S.-Poland Fishery Agreement:** Received and read a message from the President wherein he transmits an exchange of Diplomatic Notes, together with the present agreement, extending the governing international fishery agreement between the United States and Poland—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 97–200).

Page 14505

**Refugee Assistance:** House completed all general debate and began reading for amendment on H.R. 5879, to amend the Immigration and Nationality Act to extend for three years the authorization for appropriations for refugee assistance, and to make certain improvements in the operation of the program, but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, June 22.

Page 14503

**Adjournment:** Met at noon and adjourned at 2:10 p.m.

## *Committee Meetings*

### LOUISIANA WORLD EXPOSITION

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on H.R. 6409, to provide for the participation of the United States in the 1984 Louisiana World Exposition to be held in New Orleans., La. Testimony was heard from Representatives Boggs and Livingston; George Pratt, Director, International Exposition Staff, International Trade Administration, Department of Commerce, and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 5785, to quiet title and possession with respect to a certain private land claim in Livingston Parish, Louisiana; and H.R. 6419, to direct the Secretary of the Interior to release certain land conveyed by the United States to Eastern Washington University. Testimony was heard from Delmar Vail, Deputy Director, Lands and Renewable Resources, Bureau of Land Management, Department of the Interior, and a public witness.

### U.S. SOLAR AND CONSERVATION TECHNOLOGIES

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on U.S. Solar and Conservation Technologies in International Markets. Testimony was heard from the following officials of the International Development Cooperation Agency: Jack Vanderryn, Director for Energy and Natural Resources, Bureau for Science and Technology, AID: John Hardy, Deputy Assistant Administrator, Trade and Development Program and Dr. Gerald T. West, Vice President, Office of Development, Overseas Private Investment Corporation; John D. Bierman, Senior Vice President, Exporter Credits, Guarantees and Insurance, Export-Import Bank and Donald Earnshaw, Deputy Assistant Secretary for Export Development, International Trade Association, Department of Commerce.

### ACCOUNTING TREATMENT OF INVESTMENT TAX CREDIT; ACCELERATED DEPRECIATION FOR PUBLIC UTILITY RATEMAKING PURPOSES

*Committee on Ways and Means:* Held a hearing on H.R. 1524, to amend sections 46(f) and 167(1) of the Internal Revenue Code of 1954 with respect to the treatment of public utility property and H.R. 6503, to amend the Internal Revenue Code of 1954 with respect to the limitations on the flow through of the investment tax credit in the case of certain regulated companies. Testimony was heard from David Clickman, Deputy Assistant Secretary for Taxation, Department of the Treasury, and public witnesses.

## *Joint Meeting*

### POSTAL SERVICE

*Joint Economic Committee:* Subcommittee on Economic Goals and Intergovernmental Policy concluded hearings on the future of mail delivery in the United States, after receiving testimony from William F. Bolger, Postmaster General of the United States; Louis A. Cox, General Counsel, U.S. Postal Service, and James C. Miller, Chairman, Federal Trade Commission; Bernard J. Wunder, Jr., Assistant Secretary of Commerce for Communications and Information; Patrick V. Murphy, Jr., Acting Associate Director for Subsidy Policy and Programs, Civil Aeronautics Board; Robert E. Smith, United Parcel Service, Greenwich, Connecticut; James W. Baer, Association of Commercial Mail Receiving Agencies, Allentown, Pennsylvania; Stanton Sender, J. C. Penney Co., New York City, on behalf of the American Retailers Federation; Douglas Adie, University of Ohio, Columbus; Geoffrey Perloff, University of California at Berkeley; David Boodman, Arthur D. Little, Inc., Cambridge, Massachusetts; Joseph Gondola, National Association of Postmasters, Arlington, Virginia; and Vincent Sombrotto, National Association of Letter Carriers, Charles L. Merin, National Rural Letter Carriers Association, and Donald Ledbetter, National Association of Postal Supervisors, all of Washington, D.C.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, June 22, 1982*

# Senate

## *Chamber Action*

***Routine Proceedings, pages 14642–14718***

**Bills Introduced:** Eight bills and one resolution were introduced, as follows: S. 2655–2662, and S.J. Res. 204.

Page 14697

**Bills Reported:** Reports were made as follows:

S. 1500, transferring the Alaska Railroad from the United States to the State of Alaska, with an amendment in the nature of a substitute. (S. Rept. No. 97–479)

S. 2487, authorizing funds for fiscal year 1983 for intelligence activities of the U.S. Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community, with an amendment (S. Rept. No. 97–480).

Page 14693

**Measures Passed:**

*Steel Unfair Trade Practices:* Senate agreed to S. Con. Res. 100, expressing the sense of the Congress that pending steel unfair trade practice cases be vigorously pursued and promptly concluded.

Page 14663

*Buffalo Bill Dam and Reservoir—Wyoming:* Senate passed with amendments S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir, in Wyoming.

Page 14715

**Urgent Supplemental Appropriations, 1982—Conference Report:** By 54 yeas to 41 nays, Senate disagreed to the amendment of the House to Senate amendment No. 62 to H.R. 5922, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

Pages 14652-14653

**First Budget Resolution, 1982—Conference Report:** By 51 yeas to 45 nays, Senate agreed to the conference report on S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982.

Senate will consider the House amendment in the nature of a substitute to the concurrent resolution on Wednesday, June 23, under a time limit of 5 hours for debate.

Page 14671

**Aviation Insurance Program:** By unanimous consent, in the engrossment of unprinted amendment No. 1037 (on June 21) to H.R. 5930, amending the Federal Aviation Act of 1958, extending the authority of the Secretary of Transportation to provide certain aviation insurance and reinsurance, Baker unprinted amendment No. 1038 was substituted therefor.

Page 14715

**Nominations:** Senate received the following nominations:

54 Army nominations in the rank of General.

Routine list of Air Force nominations.

Page 14717

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of Lawrence Y. Goldberg, of Rhode Island, to be General Counsel of the Federal Labor Relations Authority.

Page 14718

**Messages From the President:** Page 14691

**Messages From the House:** Page 14691

**Measures Ordered Placed on Calendar:** Page 14691

**Communications:** Page 14691

**Statements on Introduced Bills:** Page 14693

**Amendments Submitted for Printing:** Page 14706

**Notices of Hearings:** Page 14705

**Committee Authority To Meet:** Page 14705

**Additional Statements:** Page 14706

**Nominations:** Page 14717

**Record Votes:** Two record votes were taken today. (Total—192)

Pages 14657-14688

**Recess:** Senate convened at 10:30 a.m., and recessed at 7:28 p.m., until 9:30 a.m., on Wednesday, June 23, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 14717.)

## *Committee Meetings*

### FIFRA

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded hearings on S. 2245, and S. 2620, authorizing funds for fiscal years 1983 and 1984 for programs of the Federal Insecticide, Fungicide, and Rodenticide Act, and extending the scientific advisory panel to September 30, 1984, and S. 2621, setting standards for State regulation of pesticide products, after receiving testimony from Ralph Engel, Chemical Specialities Manufacturers Association, Bruce Hawley, American Farm Bureau Federation, Jeffrey Keith, National Pest Control Association, William McCredie, National Forest Products Association, Robert Fields, FMC Corporation, Maureen Hinkel, representing the National Audubon Society, Jay Feldman, representing the National Coalition Against the Misuse of Pesticides, Ralph Lightstone, representing the Migrant Legal Action Program, and Nate Karch, all of Washington, D.C.; Richard Rominger, California Food and Agriculture Department, Sacramento; Jon Grunseth, Economic Laboratories, St. Paul, Minnesota, and John Stackhouse, Ohio Department of Agriculture, Columbus, representing the National Association of State Departments of Agriculture.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of James J. Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board.

### FEDERAL LOANS

*Committee on the Budget:* Committee's Task Force on Federal Credit concluded hearings on proposals incorporating Federal direct and guaranteed loans in the Congressional budget process, including:

S. 265, establishing procedures for setting targets and ceilings, in the Congressional budget process for loans and loan guarantees under the Federal credit programs, after receiving testimony from Senator Percy.

S. 2613, requiring the commitment of Federal loan guarantees and insurance to the full extent required by law, after receiving testimony from Senator Levin;

The substance of S. 2162, requiring that the receipts and disbursements of the Federal Financing Bank be included in the Federal budget, after receiving testimony from Senator Proxmire; and

The substance of H.R. 2372, companion measure to S. 265, listed above, after receiving testimony from Representative Mineta.

Testimony was received on all the aforementioned proposals from Larry Kudlow, Assistant Director for Economic Policy, Office of Management and Budget.

### COLORADO RIVER BASIN CONTROL PROGRAM

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power concluded hearings on S. 2202, authorizing funds through fiscal year 1989 for the Colorado River Basin Salinity Control program, after receiving testimony from Senator Armstrong; T. Frank Crigler, Director, Office of Mexican Affairs, Department of State; Robert N. Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior; Peter C. Myers, Chief, Soil Conservation Service, Department of Agriculture; Frederick Eidsness, Assistant Administrator for Water, Environmental Protection Agency; Joseph F. Friedkin, International Boundary and Water Commission (U.S. and Mexico), El Paso, Texas; Jack A. Barnett, Colorado River Basin Salinity Control Forum, Salt Lake City, Utah; J. William McDonald, Colorado Water Conservation Board, and Ira McKeever, W. R. Grace and Company, both of Denver, Colorado; Myron B. Holburt, Colorado River Board of California, and David Kennedy, Metropolitan Water District, both of Los Angeles, California; Ronald Dudley, Randlett, Utah; John Frezieres, Mesa Soil Conservation District, Grand Junction, Colorado; Clayton Smith, Solar Energy Research Institute, Golden, Colorado; Charles L. Boothby, National Association of Conservation Districts, Brent Blackwelder, Environmental Policy Center, and J. W. O'Meara, National Water Resources Association, all of Washington, D.C.

### POSTAL MATTERS

*Committee on Governmental Affairs:* Committee met to receive the annual report of the Postmaster General, receiving testimony from William F. Bolger, Postmaster General of the United States.

Committee recessed subject to call.

### UNION CORRUPTION

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations held hearings to investigate the alleged involvement of organized crime and mismanagement of funds in the Hotel and Restaurant Employees International Union (HEREIU), focusing on the operations of Local Union 54 in Atlantic City, New Jersey, receiving testimony from James Maher and James Nelson, both Special Agents, Federal Bureau of Investigations, Department of Justice; David Faulkner, Subcommittee staff investigator; Lt. Colonel Justin Dintino, New Jersey State Police, Trenton; Nicodemo Scarfo, Atlantic City, New Jersey; Charles Allen and Joseph Salerno, both protected witnesses; and Ralph Natale, incarcerated in Federal prison.

Hearings continue on tomorrow.

### BUSINESS MEETING

*Committee on Labor and Human Resources:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 14 public bills, H.R. 6644–6657; 2 private bills, H.R. 6658 and 6659; and 9 resolutions, H.J. Res. 516 and 517, H. Con. Res. 366, and H. Res. 508–513 were introduced.

Page 14638

**Reports Filed:** Reports were filed as follows:

H. Res. 508, providing for the consideration of H.J. Res. 508, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial (H. Rept. 97–617);

H. Res. 509, providing for the consideration of H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act (H. Rept. 97–618);

H. Res. 510, providing for the consideration of H.R. 6337, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program (H. Rept. 97–619);

H. Res. 511, providing for the consideration of H.R. 5540, to amend Defense Production Act of 1950 to revitalize the defense industrial base of the United States (H. Rept. 97–620); and

H. Con. Res. 216, to express the sense of the Congress concerning regulations pertaining to meal pattern requirements and nutritional requirements for meals served in programs under the National School Lunch Act, amended (H. Rept. 97–621).

Page 14638

**Journal:** By a yea-and-nay vote of 361 yeas to 26 nays with 1 voting "present", Roll No. 159, the House approved the Journal of Monday, June 21.

Page 14541

**Committees to Sit:** Committee on Banking, Finance and Urban Affairs received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, June 23, and the Subcommittee on Administrative Law and Governmental Relations of the Committee on the Judiciary received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, June 23.

Objection was heard to the request that the Committee on Energy and Commerce be permitted to sit during the proceedings of the House under the 5-minute rule today.

Page 14542

**NASA Authorization:** House disagreed to the amendment of the Senate to H.R. 5890, to authorize appropriations for the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management, and requested a conference with the Senate. Appointed as conferees: Representatives Fuqua, Flippo, Glickman, Nelson, Brown of California, Winn, Goldwater, and Hollenbeck; and solely for consideration of section 5 of the Senate amendment and modifications committed to conference, Representatives Stratton, Boland, Gore, Dickinson, and Robinson.

Page 14542

**First Budget Resolution:** By a recorded vote of 210 ayes to 208 noes, Roll No. 161, the House agreed to recede from its amendment to S. Con. Res. 92, First Concurrent Resolution on the Budget for fiscal year 1983, and agree to the resolution with an amendment in the nature of a substitute as contained in the joint statement of the managers in the conference report on the resolution.

Page 14568

**Refugee Assistance:** By a yea-and-nay vote of 357 yeas to 58 nays with 1 voting "present", Roll No. 162, the House passed H.R. 5879, to amend the Immigration and Nationality Act to extend for three years the authorization for appropriations for refugee assistance, and to make certain improvements in the operation of the program.

Agreed to the committee amendment.

Agreed to an amendment that requires the Office of Refugee Assistance to study and report to Congress by September 30, 1983, on the feasibility of establishing special refugee-orientation centers.

Page 14569

**Small Business Innovation Research:** House continued consideration of H.R. 4326, to amend the Small Business Act to strengthen the role of the small, innovative firms in federally funded research and development, and to utilize Federal research and development as a base for technological innovation to meet agency needs and to contribute to the growth and strength of the Nation's economy; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, June 23.

Agreed to:

An amendment that encourages the establishment of programs maximizing the use of minority-owned and operated firms; and

An amendment, as modified, that exempts the Department of Energy's atomic energy defense programs from the provisions of the bill.

Rejected:

An amendment that sought to eliminate the mandatory set-aside, and require certain federal agencies with research and development budgets greater than $100 million to reserve a specific portion of that budget for small firms when submitting their budget, and allow Congress to establish the actual amount reserved through the authorization and appropriations process (rejected by a recorded vote of 118 ayes to 290 noes, Roll No. 163);

An amendment that sought to exempt any original investigation for the advancement of scientific knowledge not having a specific commercial objective;

An amendment that sought to exclude from the set-aside provisions the funds obligated for Federal-State cooperative agricultural research and agricultural research and development facilities and activities under the Hatch Act, McIntire-Stennis Act, and the National Agricultural Research, Extension, and Teaching Policy Act (rejected by a division vote of 13 ayes to 34 noes); and

An amendment that sought to exempt the National Institutes of Health from the set-aside provisions (rejected by a recorded vote of 100 ayes to 228 noes, Roll No. 164).

Page 14581

**Urgent Supplemental Appropriations:** It was made in order that on Wednesday, June 23, or any day thereafter, to consider H.R. 5645, making urgent supplemental appropriations for the fiscal year ending September 30, 1982, and that debate be limited to 1 hour, the time to be equally divided between the chairman and ranking minority member of the Committee on Appropriations, and that the

previous question shall be considered as ordered on the bill to final passage without intervening motion.
Page 14604

**Adjournment:** Met at noon and adjourned at 7:19 p.m.

## *Committee Meetings*

### BRUCELLOSIS ERADICATION PROGRAM

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry held a hearing to review budget proposals for the brucellosis eradication program. Testimony was heard from departmental and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on manpower issues. Testimony was heard from Harry N. Walters, Assistant Secretary of the Army, Manpower Reserve Affairs; Vice Adm. Lando W. Zech, Deputy Chief of Naval Operations for Manpower, Personnel and Training and Lt. Gen. Edward J. Branars, Deputy Chief of Staff for Manpower, U.S. Marine Corps.

### LABOR, HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, HHS and Education held a hearing on the Department of Labor fiscal year 1982 supplemental. Testimony was heard from Representatives Perkins, Hawkins, Wright and Oberstar and public witnesses.

Hearings continue tomorrow.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### REPROGRAMMINGS

*Committee on Armed Services:* Approved five reprogrammings.

Prior to this action, the Committee held a hearing on pending reprogrammings. Testimony was heard from Edward C. Aldridge, Jr., Under Secretary of the Air Force; Brig. Gen. Bernard Randolph, Director, Space Systems and Command, Control and Communications, U.S. Air Force; Col. Fletcher Maffett, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army and Thomas J. O'Brien, Director, Defense Investigative Service.

Committee recessed subject to call.

### BANK EXPORT SERVICES ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulation and Insurance approved for full Committee action as amended H.R. 6016, Bank Export Services Act.

### MULTILATERAL DEVELOPMENT BANKS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on International Development Institutions and Finance concluded hearings on Multilateral Development Banks. Testimony was heard from Tom Dawson, Deputy Assistant Secretary of the Treasury for Developing Nations and public witnesses.

### OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of Federal workers. Testimony was heard from representatives of NASA.

Hearings continue July 13.

### TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Began markup of H.R. 5158, Telecommunications Act of 1982.

Will continue tomorrow.

### NUCLEAR WASTE POLICY ACT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power began markup of H.R. 6598, Nuclear Waste Policy Act of 1982.

Will continue tomorrow.

### HUMANITARIAN ASSISTANCE TO LEBANON; EL SALVADOR; NUCLEAR ARMS REDUCTIONS

*Committee on Foreign Affairs:* Ordered reported as amended the following measures: H.R. 6631, to authorize humanitarian assistance for the people of Lebanon and H.J. Res. 494, with regard to Presidential certifications on conditions in El Salvador.

The Committee also began markup of H.J. Res. 443, with respect to nuclear arms reductions.

Will continue tomorrow.

### MILITARY BASE SUPPORT SERVICES

*Committee on Government Operations:* Subcommittee on Legislation and National Security held a hearing on consolidating Military Base Support Services. Testimony was heard from Werner Groshans, Deputy Director, Procurement, Logistics and Readiness Division, GAO; Dr. Lawrence Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics and Capt. D. H. Currier, U.S. Navy, Chairman, Joint Inter-Services Resources Study Group.

## ANCIENT INDIAN LAND CLAIMS SETTLEMENT ACT

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 5494, Ancient Indian Land Claims Settlement Act of 1982. Testimony was heard from Senators Thurmond and D'Amato; Representative Lee; Carol Dinkins, Assistant Attorney General, Department of Justice; William Coldiron, Solicitor, Department of the Interior and public witnesses.

## NATIONAL PARKS SYSTEM LEGISLATION

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 5552, National Park System Protection Act of 1982; H.R. 5162, directing the Secretary of the Interior to prepare and submit a "State of the Parks" report to the Congress; H.R. 5973, State of the Parks Reporting Act of 1982; and H.R. 5976, National Park System Resources Evaluation and Management Act of 1982. Testimony was heard from Representatives Bereuter and Beilenson and public witnesses.

## PRIVATE CLAIMS BILLS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations met to consider private claims bills.

## MISCELLANEOUS COURT ISSUES

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on the following bills: H.R. 2406, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review; H.R. 4763, Judicial Survivors' Annuities Amendments; H.R. 4395, to extend to all petit and grand jurors in the U.S. district courts eligibility for compensation for work injuries under title 5, United States Code, to provide for the taxing attorney fees, as court costs, for a court appointed attorney in an action brought by a juror to protect his employment rights, and to authorize the service of jury summonses by ordinary mail; H.R. 4396, Federal Courts Civil Priorities Act and H.R. 3909, Judicial Survivors' Annuities Reform Act of 1981. Testimony was heard from Elmo B. Hunter, U.S. District Judge, Western District of Missouri, Chairman, Committee on Court Administration of the Judicial Conference of the United States; Timothy J. Finn, Deputy Assistant Attorney General, Office of Legal Policy, Department of Justice and public witnesses.

## COASTAL BARRIER RESOURCES ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography held a joint hearing on H.R. 3252, Coastal Barrier Resources Act. Testimony was heard from James G. Watt, Secretary of the Interior; Jeff Bragg, Federal Insurance Administrator, Federal Emergency Management Agency and public witnesses.

## PROSPECTUSES; NATIONAL ZOOLOGICAL PARK

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved ten repair and alteration and ten lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from Richard O. Haase, Commissioner, Public Building Service, GSA.

The Subcommittee also continued hearings on an award of a contract by the Smithsonian Institution in February 1980 to Olympic Construction Company providing for renovation of the reptile house and construction of nocturnal exhibits and crocodile exhibit at the National Zoological Park. Testimony was heard from a public witness.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from the following officials of the U.S. Army Corps of Engineers: Col. Arthur E. Williams, Assistant Director of Civil Works, Upper Mississippi Basin and Great Lakes, Office of the Chief of Engineers, Missouri River Division and Col. Robert L. Friendenwald, Executive Director of Civil Works, Office of the Chief of Engineers, North Pacific Division.

Hearings continue July 13.

## FDR MEMORIAL AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.J. Res. 400, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial. Testimony was heard from Chairman Hawkins and Representative Fish.

## CEILINGS FOR FmHA AND RURAL DEVELOPMENT CREDIT PROGRAMS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act. Testimony was heard from Chairman de la Garza and Representatives Jones of Tennessee and Jeffords.

### NATIONAL ENERGY EMERGENCY PREPAREDNESS ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6337, National Energy Emergency Preparedness Act of 1982. Testimony was heard from Representatives Sharp, Marks and Dannemeyer.

### DEFENSE INDUSTRIAL BASE REVITALIZATION ACT

*Committee on Rules:* Granted an open rule providing one and one half hours on H.R. 5540, Defense Industrial Base Revitalization Act. Testimony was heard from Representatives Blanchard, McKinney, Goodling and Jeffords.

### GENETIC SCREENING IN THE WORKPLACE

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Genetic Screening in the Workplace. Testimony was heard from Gretchen Kolsrud, Biological Applications Program, Office of Technology Assessment and public witnesses.

### VETERANS' EMPLOYMENT ASSISTANCE ACT

*Committee on Veterans' Affairs:* Subcommittee on Education, Training and Employment held a hearing on H.R. 6440, Veterans' Employment Assistance Act of 1982. Testimony was heard from William C. Plowden, Jr., Assistant Secretary of Labor for Veterans' Employment; Dennis Shaw, Principal Deputy Director, Manpower, Reserve Affairs and Logistics, Office of the Assistant Secretary of Defense and representatives of veterans' organizations.

### MISCELLANEOUS TARIFF AND TRADE MEASURES

*Committee on Ways and Means:* Subcommittee on Trade approved for full Committee action a bill to be introduced in lieu of individual tariff and trade measures.

## *Joint Meetings*

### CPI FIGURES

*Joint Economic Committee:* Committee held hearings to review the Consumer Price Index figures for the month of May, receiving testimony from Janet L. Norwood, Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

### AUTHORIZATIONS—DEPARTMENT OF STATE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 1193, authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for the Department of State, authorizing funds for fiscal year ending September 30, 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal year ending September 30, 1982, and fiscal year 1983 for the International Communications Agency, and authorizing funds for fiscal year ending September 30, 1982 for the Board for International Broadcasting, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, June 23, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 14779–14911*

**Bills Introduced:** Eleven bills and four resolutions were introduced, as follows: S. 2663–2673, S. Con. Res. 108, and S. Res. 416–418.

Page 14853

**Bills Reported:** Reports were made as follows:

H.R. 3816, revising the administration of the Fishermen's Contingency Fund, with amendments.

S.J. Res. 193, designating the week of November 7–13, 1982, as "National Respiratory Therapy Week."

H.R. 4903, granting the consent of Congress to the compact between Mississippi and Louisiana which establishes a commission to study the feasibility of rapid rail transit service between the two States.

S.J. Res. 183, designating the week of October 19–25, 1982, as "Lupus Awareness Week", with amendments.

H.R. 4441, requiring that registration fees be paid to the Copyright Office when the registration application is filed.

S. 1880, eliminating the pre-July 1, 1982, restriction on the application of the manufacturing requirements to nondramatic literary materials, with an amendment.

S. 2133, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington, with an amendment in the nature of a substitute (S. Rept. No. 97–481).

S. Res. 418, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the

consideration of S. 2133, above. Referred to the Committee on the Budget.
Page 14852

**Measures Passed:**

*Operation of Fishermen's Contingency Fund:* Senate passed H.R. 3816, revising the administration of the Fishermen's Contingency Fund, after agreeing to committee amendments and the following amendment proposed thereto:

Stevens unprinted amendment No. 1042, extending certain governing international fishing agreements.
Page 14840

*Commending Philip A. Loomis, Jr.:* Senate agreed to S. Res. 417, commending Philip A. Loomis, Jr., on the occasion of his retirement from the Securities and Exchange Commission, for his outstanding service to the Nation.
Page 14841

*Temporary Debt Limit Increase:* By 49 yeas to 41 nays, Senate passed H.J. Res. 519, temporarily increasing the public debt limit by $743,100,000,000, until September 30, 1982.
Page 14842

**Urgent Supplemental Appropriations, 1982:** Senate began consideration of H.R. 6645, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, taking action on amendments proposed thereto as follows:

Adopted:

By 70 yeas to 27 nays, Lugar unprinted amendment No. 1041 (to unprinted amendment No. 1040, below), providing mortgage assistance payments. (By 33 yeas to 66 nays, Senate earlier rejected a ruling of the Chair which held the amendment not in order, as being legislation on an appropriations bill.)
Page 14828

Pending:

Proxmire unprinted amendment No. 1040 (printed Amendment No. 1904), to reinstate the $3,000 ceiling on business expense tax deductions by Members of Congress. (By 21 yeas to 76 nays, Senate failed to table the amendment.)
Page 14829

**First Budget Resolution, 1982—Conference Report:** By 54 yeas to 45 nays, Senate concurred in the House amendment in the nature of a substitute to S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the congressional budget for fiscal year ending September 30, 1982.
Page 14784

By 33 yeas to 64 nays, Senate earlier rejected a motion to concur in the House amendment in the nature of a substitute, with Chiles unprinted amendment No. 1039, to provide an increase of $100 million for Federal law enforcement agencies (Function 750).
Page 14784

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Thursday, June 24.
Page 14910

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Thursday, June 24.
Page 14910

**Treaty Received:** The injunction of secrecy was removed from the following treaty transmitted to the Senate yesterday:

Convention for the Conservation of Salmon in the North Atlantic Ocean (Treaty Doc. No. 97–25).

The treaty was considered as having been read the first time and referred with accompanying papers to the Committee on Foreign Relations, and ordered to be printed.
Page 14782

**Nominations:** Senate received the following nominations:

Robert G. Dederick, of Illinois, to be Under Secretary of Commerce for Economic Affairs.

Edward Sulzberger, of New York, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

Bevis Longstreth, of New York, to be a Member of the Securities and Exchange Commission.
Page 14911

**Nominations Withdrawn:** Senate received notification of the withdrawal of nominations of Kenneth E. Moffett, of Maryland, to be Federal Mediation and Conciliation Director.
Page 14911

**Presidential Message:** Senate received a message from the President transmitting a proposal to rescind $8 million in budget authority previously provided to the Office of the Federal Inspector of the Alaska Natural Gas Transportation System, and reporting a new deferral of $3.6 million in funds appropriated to the Office of the Solicitor and Office of the Secretary of the Department of the Interior, which was jointly referred to the Committee on Appropriations, the Committee on the Budget, and the Committee on Energy and Natural Resources (PM–147)
Page 14851

**Messages From the President:** Page 14851

**Messages From the House:** Page 14852

**Measures Referred:** **Page 14852**

**Measures Ordered Placed on Calendar:** **Page 14852**

**Statements on Introduced Bills:** **Page 14853**

**Amendments Submitted for Printing:** **Page 14880**

**Committee Authority To Meet:** **Page 14881**

**Additional Statements:** **Page 14881**

**Nominations:** **Page 14911**

**Record Votes:** Six record votes were taken today. (Total—198)

**Pages 14788, 14827, 14831, 14834, 14836, 14848**

**Recess:** Senate convened at 9:30 a.m., and recessed at 7:59 p.m., until 11 a.m., on Thursday, June 24, 1982.

## *Committee Meetings*

### FOOD STAMPS

*Committee on Agriculture, Nutrition, and Forestry:* Committee resumed markup of S. 2352, S. 2392, S. 2480, and S. 2493, bills authorizing funds for the food stamp program, and providing for increased State responsibility in providing food assistance for needy persons, but did not complete action thereon, and will meet again tomorrow.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1983 for the defense establishment, focusing on space-based lasers, receiving testimony from Robert S. Cooper, Director, and Douglas H. Tanimoto, Director, and H. Alan Pike, Deputy Director, both of the Directed Energy Office, all of the Defense Advanced Research Projects Agency (DARPA); and Major General Donald Lamberson, U.S. Air Force, Assistant for Directed Energy Weapons, Office of the Under Secretary of Defense for Research and Engineering.

Subcommittee will meet again on tomorrow.

### APPROPRIATIONS—DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on the District of Columbia concluded hearings on proposed budget estimates for fiscal year 1983 for the government of the District of Columbia, after receiving testimony from Mayor Marion S. Barry, Arrington Dixon, Chairman, District of Columbia City Council, and numerous public witnesses.

### FISHERMEN'S CONTINGENCY FUND

*Committee on Commerce, Science, and Transportation:* Committee approved for reporting with amendments H.R. 3816, revising the administration of the Fishermen's Contingency Fund.

### STRATEGIC MATERIALS AND MINERALS POLICY

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space held oversight hearings on strategic materials and minerals policy, focusing on the need for increasing domestic production of essential materials and for effective management of the U.S. strategic stockpile, receiving testimony from James G. Watt, Secretary, Department of Interior; Robert G. Dederick, Deputy Under Secretary of Commerce for Economic Affairs; George Keyworth, Director, Office of Science and Technology Policy; Maxie Anderson, Ranchers Exploration and Development Co., Albuquerque, New Mexico; William Manly, Cabot Corp., Boston, Massachusetts; and William C. Mott, Council on Economic and National Security, and Simon D. Strauss, American Mining Congress, both of Washington, D.C.

Hearings were recessed subject to call.

### ENERGY AND MINERAL RESOURCES

*Committee on Energy and Natural Resources:* Committee resumed markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again on Wednesday, June 30.

### HOSPITAL PAYMENT SYSTEMS

*Committee on Finance:* Subcommittee on Health concluded hearings on State hospital payment systems, after receiving testimony from Robert Derzon, Lewin and Associates, Washington, D.C.; Carl J. Schramm, Maryland Health Services Cost Review Commission, Baltimore; Joseph I. Morris, New Jersey State Department of Health, Trenton; John C. Murray, Rhode Island Assistant Director of Administration, Planning and Financial Management, Providence; Robert M. Crane, New York Office of Health Systems Management, Albany; James A. Block, Rochester Area Hospitals' Corporation, and Gennaro Vasile, University of Rochester, both of Rochester, New York; Donald W. Davis, Hunterdon Medical Center, Flemington, New Jersey; and Francis R. Dietz, Memorial Hospital, Pawtucket, Rhode Island.

### GLOBAL POPULATION

*Committee on Foreign Relations:* Subcommittee on International Economic Policy concluded oversight hearings on the Federal government's progress and achievements in forecasting global population, resource and environmental trends, after receiving testimony from John H. Gibbons, Director, Office of Technology Assessment; A. Alan Hill, Chairman, Council on Environmental Quality; and James Speth, Institute for World Environment and Resources, Inc., and Elliot Richardson, Milbank, Tweed, Hadley, and McCloy, both of Washington, D.C.

## NOMINATIONS

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of John A. Terry, to be an Associate Judge of the District of Columbia Court of Appeals, and George W. Mitchell and Steffen W. Graae, each to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

## UNION CORRUPTION

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings to investigate the alleged involvement of organized crime and mismanagement of funds in the Hotel Employees and Restaurant Employees International Union (HEREIU), focusing on the operations of Local Union 54 in Atlantic City, New Jersey, receiving testimony from Frank Gerace, Local 54, Atlantic City, New Jersey.

Also, committee began hearings on the operation of Local Union 5, Honolulu, Hawaii, focusing on the management of local assets and the development of a multi-million dollar hotel from union loans and dues, receiving testimony from Edward A. Densmore, Jr., Deputy Director, and Raymond Kowalski, Assignment Manager, both of the Human Resources Division, and John Deering, Evaluator-in-Charge, and John Payne, Assistant Branch Director, both of the Far East Branch (Honolulu), all of the General Accounting Office; David Faulkner, Subcommittee staff investigator; and Arthur Rutledge and Richard Tamm, both on behalf of Local Union 5, Honolulu.

Subcommittee recessed subject to call.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 2320, providing for criminal forfeiture of the proceeds of racketeering activity, for the sanction of criminal forfeiture for all felony drug offenses, and facilitate forfeitures in drug related and racketeering cases;

S. 1739, increasing the maximum amount that the United States may pay in settlement of a claim under the Military Personnel and Civilian Employees' Claims Act, with amendments;

S. 1880, eliminating the pre-July 1, 1982, restriction on the application of the manufacturing requirements to nondramatic literary material, with an amendment;

H.R. 4441, requiring that registration fees be paid to the Copyright Office when the registration application is filed;

H.R. 4903, granting the consent of Congress to the compact between Mississippi and Louisiana which establishes a commission to study the feasibility of rapid rail transit service between the two States;

S.J. Res. 183, designating the week of October 19–25, 1982, as "Lupus Awareness Week," with amendments. As approved by the committee, the resolution designates the week of October 17–23, 1982;

S.J. Res. 193, designating the week of November 7–13, 1982, as "National Respiratory Therapy Week"; and

The nominations of Thomas P. Jackson, to be U.S. District Judge for the District of Columbia, John P. Moore, to be U.S. District Judge for the District of Colorado, and Henry A. Mentz, Jr., to be U.S. District Judge for the Eastern District of Louisiana.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of Jaime Pieras, Jr., to be U.S. District Judge for the District of Puerto Rico, after the nominee, who was introduced by Resident Commissioner Corrada, testified and answered questions in his own behalf.

## MINORITY BUSINESS

*Committee on Small Business:* Committee held hearings on minority business and its contributions to the U.S. economy, receiving testimony from Victor Rivera, Director, Minority Business Development Agency, Department of Commerce; Robert L. Wright, Associate Administrator, Office of Minority Small Business and Capital Ownership Development, Small Business Administration; Earl Graves, Earl Graves Publishing Company, New York City; John Hall, Mark Battle Associates, Inc., and Marcus M. Griffith, the Hairlox Company, Inc., both of Washington, D.C.; Ragan Henry, Broadcast Enterprises National, Inc., Philadelphia, Pennsylvania; Lurton Lipscombe, Fenwick Associates, Augusta, Georgia; Mary Alicia Roach Paige, Computer Engineering Associates, Inc., Avon, Massachusetts; and Edward Mayorga, R & E Electronics, Inc., Wilmington, North Carolina.

Hearings were recessed subject to call.

## COMMITTEE BUSINESS

*Select Committee on Ethics:* Committee met in closed session to discuss pending committee business, but made no announcements, and recessed subject to call.

### INDIAN LAND CLAIMS SETTLEMENTS

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 2084, providing for the resolution of certain disputed Indian land claims based on a purported lack of Congressional approval of ancient Indian land transfers and to clear the titles of lands subject to such claims, after receiving testimony from Senators Thurmond and D'Amato; Representative Lee; William H. Coldiron, Solicitor, Department of the Interior; Carol E. Dinkins, Assistant Attorney General for Land and Natural Resources, Department of Justice; Leonard Garrow, Massena, New York, and James Abourezk, Abourezk, Sobol and Trister, Washington, D.C., both on behalf of the St. Regis Mohawk Indians; Frank Bonamie, Ithaca, New York, and Art Gajarsa and Ken Marra, both of Wender, Murase and White, Washington, D.C., all representing the Cayuga Indian Nation; Barry Snyder, Irving, New York, representing the Seneca Indian Nation; Oren Lyons, Onondaga Indian Nation, Basom, New York, and Tim Coulter, Indian Law Resource Center, Washington, D.C., both representing the Six Nations Confederacy; New York State Senator William T. Smith, Albany; Raymond Zajac, Seneca County Board of Supervisors, and Wisner Kinne and Kathryn Jensen, all of Waterloo, New York; Allan van Gestel, Goodwin, Procter and Hoar, Boston, Massachusetts, on behalf of the Counties of Madison, Oneida, and Cayuga, New York; William Lee, Hale and Door, Boston, Massachusetts; Bert Morse and Philip Griffen, both of the New York State Grange, and Roy Pinsky, Pinsky and Pinsky, on behalf of the Aurelius Gas Company, all of Syracuse, New York; Arlinda Locklear, Native American Rights Fund, Washington, D.C.; Glen Feldman, Shack, Kendall and Mendenhall, Washington, D.C., representing the Seneca-Cayuga Indians of Oklahoma; Gary Metaxon, Francis Skenandore, and Gordon McLester, all on behalf of the Oneida Tribe of Wisconsin, Oneida, Wisconsin; Alex Ewen, Rights for Native Americans Now (RAIN), New York City; Don Miller and Jean Toal, both of the Native American Rights Fund, Boulder, Colorado, Gilbert Blue, Rock Hill, South Carolina, all on behalf of the Catawba Tribe; Ken Woodington, South Carolina Assistant Attorney General, South Carolina State Representative John C. Hayes, III, and Palmer Freeman, Jr., South Carolina Indian Claims Commission, all of Columbia; Betty Jo Rhea, representing the Rock Hill City Council, Mitchell K. Byrd, Byrd and Byrd, representing the Tri-County Land Owners Association, Clint Carpenter, representing the Rock Hill Chamber of Commerce, David Harris, Catawba Tribe Executive Board, and Foxx Ayers, all of Rock Hill, South Carolina; and J. D. Todd, Leatherwood, Walker, Todd and Mann, Greenville, South Carolina.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 21 public bills, H.R. 6660–6680; 1 private bill, H.R. 6681; and 11 resolutions, H.J. Res. 518–527, and H. Res. 514 were introduced.
Page 15003

**Bills Reported:** Reports were filed as follows:

H.R. 6631, to authorize humanitarian assistance for the people of Lebanon, amended (H. Rept. 97–622); and

H.R. 6417, to amend Public Law 96–432 relating to the United States Capitol Grounds, amended (H. Rept. 97–623).
Page 15003

**Journal:** By a yea-and-nay vote of 340 yeas to 34 nays, with 2 voting "present", Roll No. 165, the House approved the Journal of Tuesday, June 22.
Page 14912

**Late Report:** Committee on Banking, Finance and Urban Affairs received permission to file a report by 5 p.m. on Thursday, July 1, on H.R. 6016, the Bank Export Services Act.
Page 14913

**Subcommittee to Sit:** Subcommittee on Merchant Marine of the Committee of Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 24.
Page 14913

**Presidential Message—Rescission and Deferral:** Received and read a message from the President wherein he transmits a proposed rescission of $8 million in budget authority, and a deferral of $3.6 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–203).
Page 14916

**Urgent Supplemental Appropriations:** House passed H.R. 6645, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.
Page 14916

**Small Business Innovation Research:** By a yea-and-nay vote of 353 yeas to 57 nays, Roll No. 167, the House passed H.R. 4326, to amend the Small Business Act to strengthen the role of the small, innovative firms in federally funded research and development, and to utilize Federal research and development as a base for technological innovation to meet agency needs and to contribute to the growth and strength of the Nation's economy.
Page 14925

Rejected a motion to recommit the bill to the Committee on Small Business.

Agreed to an amendment in the nature of a substitute (text of H.R. 6587).

By a yea-and-nay vote of 380 yeas to 2 nays, with 1 voting "present", Roll No. 166, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that includes sunset provisions after a six-year period; and

An amendment that requires the Comptroller General to report to the Congress on the activities conducted under the bill within five years.

Rejected an amendment that sought to include the Agency for International Development under the provisions of the bill (rejected by a division vote of 6 ayes to 8 noes).

Subsequently, this passage was vacated and S. 881, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers, cross references, and punctuation in the engrossment of the House amendment to S. 881.

**Voting Rights:** House cleared for the President H.R. 3112, to amend the Voting Rights Act of 1965 to extend the effect of certain provisions, by agreeing to the Senate amendment thereto.

Page 14933

**Lebanon Aid:** By a yea-and-nay vote of 334 yeas to 70 nays, Roll No. 168, the House passed H.R. 6631, to authorize humanitarian assistance for the people of Lebanon.

Agreed to the committee amendment.

Page 14940

**Subcommittee to Sit:** Subcommittee on Energy, Conservation and Power of the Committee on Energy and Commerce received permission to sit today during proceedings of the House under the 5-minute rule.

Page 14947

**Thailand Bicentennial:** By a yea-and-nay vote of 398 yeas to 1 nay, with 2 voting "present", Roll No. 169, the House agreed to S. Con. Res. 98, expressing the sense of Congress on the occasion of Thailand's bicentennial—clearing the measure.

Page 14948

**El Salvador Certifications:** Objections were heard to unanimous consent requests to consider H.J. Res. 494, with regard to Presidential certifications on conditions in El Salvador.

Page 14949

**Crosswalk Allocations:** By unanimous consent the House agreed to print in the Congressional Record a table showing the crosswalk to House committees under section 302(a) of the Congressional Budget Act and section 9 of S. Con. Res. 92, as corrected, and that the table be considered as meeting the requirements of section 302(a) of the Budget Act and section 9 of S. Con. Res. 92.

Page 14950

**Endangered Species Act Authorization:** House disagreed to the Senate amendments to H.R. 6133, to amend the Endangered Species Act of 1973, and asked a conference. Appointed as conferees: Representatives Jones of North Carolina, Breaux, Studds, Bowen, Snyder, Forsythe, and Emery; and solely for the consideration of section 4 of the House bill and modifications committed to conference, Representatives Bonker and Leach.

Page 14955

**Energy Emergency Preparedness:** By a yea-and-nay vote of 396 yeas to 3 nays, Roll No. 172, the House passed H.R. 6557, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the national energy program.

Page 14955

Agreed To:

The Committee on Merchant Marine and Fisheries amendment; and

An amendment that requires the Department of Energy to study the potential of establishing a Strategic Alcohol Fuel Reserve.

Rejected an amendment that sought to require the President to increase storage of petroleum to 200,000 barrels a day until at least 750 million barrels are in storage; and provide that 140 million barrels be stored in permanent new tank facilities (rejected by a recorded vote of 110 ayes to 282 noes, Roll No. 171).

Subsequently, this passage was vacated and S. 2322, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill, as passed. Agreed to amend the title of the Senate bill.

H. Res. 510, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Debt Limit Increase:** Pursuant to Rule 49, as a result of the adoption of S. Con. Res. 92, First Budget Resolution for 1983, the Speaker announced that the following joint resolutions have been engrossed and are deemed to have been passed by the House: H.J. Res. 519 and H.J. Res. 520, providing for a temporary increase in the public debt limit.

Page 14971

**Franklin Delano Roosevelt Memorial:** House agreed to H. Res. 508, providing for the consideration of H.J. Res. 400, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial.

Page 14979

**FmHA Lending Limits:** House agreed to H. Res. 509, providing for the consideration of H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act.

Page 14977

**Defense Production Act Amendments:** House agreed to H. Res. 511, providing for the consideration of H.R. 5540, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States.

Page 14978

**Urgent Supplemental Appropriations:** House receded from its amendment and concurred in Senate amendment numbered 62 to H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982—clearing the measure for the President.

Page 14986

**Supplemental Appropriations:** It was made in order that on Thursday, June 24, or any day thereafter to consider a bill making supplemental appropriations for the fiscal year ending September 30, 1982; that debate be limited to one hour to be equally divided between the chairman and ranking minority member of the Committee on Appropriations; and that the previous question be ordered on the bill to final passage without intervening motion.

Page 14988

**Adjournment:** Met at 10 a.m. and adjourned at 7:25 p.m.

## *Committee Meetings*

### MOUNT ST. HELENS NATIONAL VOLCANIC AREA

*Committee on Agriculture:* Ordered reported as amended H.R. 6530, to establish the Mount St. Helens National Volcanic Area.

### ORGANIC FARMING ACT

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy approved for full Committee action as amended H.R. 5618, Organic Farming Act of 1982.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1982 reprogramming. Testimony was heard from departmental witnesses.

The Subcommittee also met in executive session to hold a hearing on Chemical Weapons and Defense. Testimony was heard from Dr. Theodore S. Gold, Deputy Assistant Secretary of Defense for Chemical Matters.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on Transportation Services and Assistance. Testimony was heard from the following officials of the District of Columbia: Tom Downs, Director, Department of Transportation and Richard Page, General Manager, Washington Metropolitan Area Transit Authority.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Reprogramming for Nicaragua. Testimony was heard from Otto Reich, Assistant Administrator for Latin America and the Caribbean, AID and Stephen Bosworth, Deputy Assistant Secretary of State for Inter-American Affairs.

### LABOR, HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, HHS and Education continued hearings on the Department of Labor fiscal year 1982 supplemental. Testimony was heard from Representative Watkins.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on MX Planning and Design; Wright-Patterson Hospital Reprogramming; Space Shuttle Reprogramming. Testimony was heard from the following officials of the U.S. Air Force: Tidal W. McCoy, Assistant Secretary for Manpower, Reserve Affairs and Installations and Maj. Gen. William D. Gilbert, Director, Directorate of Engineering and Services, Headquarters and Brig. Gen. Jerome B. Hilmes, Deputy Director of Military Programs, Office of the Chief of Engineers, Department of the Army.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations continued hearings on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Adm. Harry D. Train, USN, Commander in Chief, U.S. Atlantic Command.

### BANK EXPORT SERVICES ACT

*Committee on Banking, Finance and Urban Affairs:* Ordered reported as amended H.R. 6016, Bank Export Services Act.

### DISTRICT OF COLUMBIA SELF-GOVERNMENT ACT AMENDMENTS

*Committee on the District of Columbia:* Ordered reported as amended H.R. 6276, to amend the District of Columbia Self-Government and Governmental Reorganization Act to allow the issuance of revenue bonds to finance college and university programs which provide student educational loans.

## VOCATIONAL EDUCATION ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Education Act of 1963, with emphasis on Research and Program Improvement. Testimony was heard from Robert Worthington, Assistant Secretary of Education for Vocational and Adult Education and public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Labor Standards held an oversight hearing on New Technology in the American Workplace. Testimony was heard from Brian L. Usilaner, Associate Director, National Productivity Group, GAO and public witnesses.

## TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 5158, Telecommunications Act of 1982.

Will continue tomorrow.

## NUCLEAR WASTE POLICY ACT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power approved for full Committee action as amended H.R. 6598, Nuclear Waste Policy Act of 1982.

## NUCLEAR ARMS REDUCTIONS

*Committee on Foreign Affairs:* Ordered reported H.J. Res. 521, calling for a mutual and verifiable freeze on and reductions in nuclear weapons and for approval of the SALT II Agreement.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported as amended the following bills: H.R. 6308, Rail Safety and Service Improvement Act of 1982; H.R. 6011, to designate certain lands in the Bankhead National Forest, Alabama, as a wilderness area and to incorporate such wilderness area into the Sipsey Wilderness; H.R. 4568, to direct the Secretary of the Interior to release on behalf of the United States certain restrictions contained in a previous conveyance of land to the City of Albuquerque, New Mexico; H.R. 6091, to designate the Mary McLeod Bethune "Council House" in Washington, D.C., as a national historic site; H.R. 6033, relating to the preservation of the historic Congressional Cemetery in the District of Columbia for the inspiration and benefit of the people of the United States; and H.R. 6530, to establish the Mount St. Helens National Volcanic Area.

The Committee began markup of H.R. 6542, Wilderness Protection Act of 1982.

Will continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended the following bills: H.R. 6168, to amend chapter 41 of title 18, United States Code, to prohibit threats against Presidential candidates and other persons protected by the Secret Service who are not presently covered by the Presidential threat statute, with the creation of a new section 879 for this purpose; H.R. 6204, to amend title 28 of the United States Code and related statutes with respect to the appointment and jurisdiction of the Supreme Court police; S. 2317, to recognize the organization known as the National Federation of Music Clubs, and H.R. 5380, to recognize the organization known as American Ex-Prisoners of War.

## OVERSIGHT—DETENTION OF ALIENS

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the Bureau of Prisons Detention of Aliens. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General, Department of Justice and public witnesses.

## MALT BEVERAGE INTERBRAND COMPETITION ACT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 3269, Malt Beverage Interbrand Competition Act. Testimony was heard from Abbott B. Lipsky, Jr., Deputy Assistant Attorney General, Antitrust Division, Department of Justice and public witnesses.

## AMERICAN SHRIMP INDUSTRY DEVELOPMENT ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and the Environment approved for full Committee action as amended H.R. 4041, American Shrimp Industry Development Act.

## PROPOSED USER FEE AMENDMENTS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography, the Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Natural Resources, Agriculture Research and Environment of the Committee on Science and Technology held a joint hearing on proposed user fee amendments to H.R. 6113, Ocean Dumping Amendments Act of 1982 and H.R. 6324, to authorize appropriations for atmospheric climatic, and ocean pollution activities of the National Oceanic and Atmospheric Administration for the fiscal years 1983 and 1984. Testimony was heard from Frederick A. Eidness, Assistant Administrator for Water, EPA; Capt. Lawrence R. Swanson, Director, Office of Marine Pollution Assessment, Office of Research and Development, NOAA, Department of Commerce and public witnesses.

### OVERSIGHT-MOTOR CARRIER ACT

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation held an oversight hearing on the Motor Carrier Act of 1980. Testimony was heard from Malcolm R. Lovell, Jr., Under Secretary, Department of Labor; Oliver W. Krueger, Associate Director, Community and Economic Development Division, GAO; Charles Swinburn, Deputy Assistant Secretary for Policy and International Affairs, Department of Transportation; Reese H. Taylor, Jr., Chairman, ICC and public witnesses.

### OCEAN DUMPING AMENDMENTS ACT

*Committee on Public Works and Transportation:* Subcommittee on Water Resources approved for full Committee action as amended H.R. 6113, Ocean Dumping Amendments Act of 1982.

### ROBOTICS

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Robotics. Testimony was heard from Dr. Jack Sanderson, Assistant Director, Directorate of Engineering, NSF; from the following officials of NASA: Lee B. Holcomb, Manager, Computer Services and Electronics, Office of Aeronautics and Space Technology and Dr. William Gevarter, Manager, Robotics Research; from the following officials of the National Bureau of Standards, Department of Commerce: Dr. John W. Lyons, Director, National Engineering Laboratory and Dr. James S. Albus, Acting Chief, Industrial Systems Division; from the following officials of the Department of Defense: Dr. Edith W. Martin, Deputy Under Secretary for Research and Advanced Technology and Dr. Lloyd Lehn, Assistant for Manufacturing Technology, Office of the Under Secretary and Dr. Frederick Weingarten, Program Manager for Communications and Information Technology, Office of Technology Assessment.

### HUMAN NUTRITION RESEARCH

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Department Operations, Research, and Foreign Agriculture of the Committee on Agriculture held a joint hearing on Human Nutrition Research. Testimony was heard from Representative Simon; Mary C. Jarrett, Assistant Secretary, Food and Consumer Services, USDA and Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services.

### BUSINESS FAILURES

*Committee on Small Business:* Subcommittee on General Oversight held a hearing on today's business failure epidemic and its devastating toll on small business. Testimony was heard from Dean M. Gandy, U.S. Bankruptcy Judge, Nothern District of Texas, William P. Westphal, Sr., U.S. Trustee for the Districts of Minnesota, South Dakota and North Dakota; James T. Eichstaedt, U.S. Trustee for the Central District of California and public witnesses.

### HEALTH CARE FOR VETERANS RESIDING IN FLORIDA

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care held a hearing on the provision of VA hospital care and medical services to veterans residing in the State of Florida. Testimony was heard from Senators Chiles and Hawkins; Representatives Chappell, Fuqua, Hutto, Mica, McCollum, Nelson, Pepper, Shaw and Young of Florida; Dr. D. Earl Brown, Jr., Associate Deputy Chief Medical Director, VA and representatives of veterans' organizations.

### PROGRAM CHANGES AFFECTED BY BUDGET RESOLUTIONS

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation held a hearing on changes affecting subcommittee programs assumed in the fiscal year 1983 budget resolutions. Testimony was heard from Linda McMahon, Associate Commissioner for Family Assistance, SSA, Department of Health and Human Services and public witnesses.

### SUBCHAPTER S REVISION ACT

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures approved for full Committee action as amended H.R. 6055, to revise subchapter S to the Internal Revenue Code of 1954 (relating to small business corporations).

---

## *Joint Meetings*

### JAPANESE INDUSTRIAL POLICY

*Joint Economic Committee:* Committee met to review Japanese industrial and labor policy, receiving testimony from Frank C. Conahan, Director, International Division, General Accounting Division.

Committee recessed subject to call.

### AUTHORIZATIONS—NRC

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, June 24, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 15053–15146*

**Bills Introduced:** Six bills and six resolutions were introduced, as follows: S. 2674–2679, S.J. Res. 205–206, S. Con. Res. 109–111, and S. Res. 419.
**Page 15102**

**Bills Reported:** Reports were made as follows:

S. 1739, increasing the maximum amount that the United States may pay in settlement of a claim under the Military Personnel and Civilian Employees' Claims Act, with amendments. (S. Rept. No. 97–482)

H.R. 6590, providing for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, and limiting increases in the support price for tobacco with amendments. **Page 15102**

**Measures Passed:**

*Lebanon Emergency Relief Authorization:* Senate passed H.R. 6631, authorizing funds for the relief, rehabilitation, and reconstruction needs of the people of Lebanon.
**Page 15073**

*Energy Policy and Conservation Act Extension:* Committee on Energy and Natural Resources was discharged from the further consideration of S. 2651, extending the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, and the bill was passed after agreeing to McClure unprinted amendment No. 1043, extending the expiration date until August 1, 1982.
**Page 15077**

*National NCO/Petty Officer Week:* Senate passed H.J. Res. 518, designating the week commencing with the fourth Monday in June 1982 as "National NCO/Petty Officer Week."
**Page 15143**

*Maritime Programs Authorizations, 1983:* Senate passed with an amendment in the nature of a substitute, S. 2336, authorizing funds for fiscal year 1983 for maritime programs of the Department of Transportation, and authorizing funds for fiscal year 1983 for the Federal Maritime Commission.
**Page 15144**

*William R. Cotter Federal Building:* Senate passed H.R. 4569, designating the United States Post Office Building in Hartford, Connecticut, as the "William R. Cotter Federal Building."
**Page 15145**

*National Respiratory Therapy Week:* Senate passed S.J. Res. 193, designating the week of November 7–13, 1982, as "National Respiratory Therapy Week."
**Page 15145**

*Rapid Rail Transit Service Between Mississippi and Louisiana:* Senate passed H.R. 4903, granting the consent of Congress to the compact between Mississippi and Louisiana which establishes a commission to study the feasibility of rapid rail transit service between the two States.
**Page 15145**

*Lupus Awareness Week:* Senate passed with amendments, S.J. Res. 183, designating the week of October 19–25, 1982, as "Lupus Awareness Week."
**Page 15145**

*Urgent Supplemental Appropriations, 1982:* By 59 yeas to 26 nays, Senate passed H.R. 6682, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

H.R. 6645, related measure, was placed on the calendar.
**Page 15092**

**National Energy Emergency Preparedness Act of 1982:** Senate disagreed to the amendments of the House to S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, requested a conference with the House thereon and appointed as conferees Senators McClure, Weicker, Domenici, Wallop, Warner, Jackson, Johnston, Ford, and Metzenbaum.
**Page 15075**

**Endangered Species Act Amendments of 1982:** Senate insisted on its amendments to H.R. 6133, authorizing funds for fiscal years 1983, 1984, and 1985 to provide protection for endangered species of plants and animals, agreed to a conference requested thereon, and appointed as conferees Senators Stafford, Chafee, Gorton, Randolph, and Mitchell.
**Page 15143**

**Tobacco Price Supports—Agreement:** A unanimous consent agreement was reached providing for consideration of H.R. 6590, providing for the ope ation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, and limiting increases in the support price for tobacco, on Wednesday, July 14, at 10 a.m.

Page 15077

**Federal Employees Flexible and Compressed Work Schedules Act of 1982—Agreement:** A unanimous consent agreement was reached providing for the consideration of S. 2240, providing permanent authorization for Federal agencies to use flexible and compressed employee work schedules, but not before Tuesday, June 29.

Page 15143

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the recess of the Senate over until Tuesday, June 29.

Page 15143

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the recess of the Senate over until Tuesday, June 29.

Page 15143

**Confirmations:** Senate confirmed the following nominations:

James Jay Jackson, of Texas, to be a Member of the Federal Home Loan Bank Board.

Guy W. Fiske, of Virginia, to be Deputy Secretary of Commerce.

Adelaide Attard and Charlotte W. Conable, both of New York, each to be a Member of the Federal Council on the Aging.

John P. Moore, to be U.S. District Judge for the District of Colorado.

Thomas P. Jackson, to be United States District Judge for the District of Columbia.

Henry A. Mentz, Jr., to be United States District Judge for the Eastern District of Louisiana.

Page 15146

| | |
|---|---|
| **Messages From the House:** | Page 15098 |
| **Measures Referred:** | Page 15098 |
| **Statements on Introduced Bills:** | Page 15103 |
| **Amendments Submitted for Printing:** | Page 15114 |
| **Notices of Hearings:** | Page 15120 |
| **Committee Authority To Meet:** | Page 15121 |
| **Additional Statements:** | Page 15121 |
| **Confirmations:** | Page 15146 |

**Quorum Call:** One quorum call was taken today. (Total—37)

Page 15074

**Record Vote:** One record vote was taken today. (Total—199)

Page 15095

**Recess:** Senate convened at 11 a.m., and recessed at 6:02 p.m., until 9:30 a.m., on Friday, June 25, 1982, in pro forma session.

## *Committee Meetings*

### TOBACCO PRICE SUPPORT

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported with amendments H.R. 6590, providing for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, and limiting increases in the support price for tobacco.

### DAIRY PROGRAM REVISIONS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded hearings on S. 2533, providing authority to the Secretary of Agriculture to set the milk price support level, providing authority to the Commodity Credit Corporation to donate surplus dairy products to needy persons in the United States and abroad, and establishing a Dairy Advisory Board, and S. 2587, encouraging dairy farmers to reduce milk production thus reducing the Federal Government cost of the dairy program, after receiving testimony from E. Linwood Tipton, Milk Industry Foundation and International Association of Ice Cream Manufacturers; Ellen Haas, Community Nutrition Institute; Donald A. Randall and Harry Shupe, both of the National Independent Dairy Foods Association; Robert Frederick, National Grange; and Robert Mullins, National Farmers Union, all of Washington, D.C.; Darryl Mahan, P. G. Lee Dairy, Inc., Orlando, Florida; Darrell Deck, Steffen Dairy Foods, Inc., Wichita, Kansas; Harold Steinke, Borden, Inc., Columbus, Ohio representing the Chamber of Commerce of the United States; George Dunsmore, Vermont Commissioner of Agriculture, Montpelier; J. Roger Barber, New York Commissioner of Agriculture, Albany; J. Goold, League of California Milk Producers, Sacramento; Paul Stone, Orwell, Vermont; Jim Neu, Neu Cheese, Hartington, Nebraska; Joseph Oberweiss, Oberweiss Dairies, Aurora, Illinois; James Putman, Tennessee Farm Bureau Association, Columbia, on behalf of the American Farm Bureau Federation; and Robert Rumler, Holstein-Freisian Foundation, Brattleboro, Vermont.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense concluded hearings on proposed budget es quests for fiscal year 1984 for the defense establishment, focusing on airlift requirements, after receiving testimony from Clyde Skeen, Sr., Boeing Company, Seattle, Washington; Robert B. Ormsby, Lockheed-Georgia Company, Marietta, Georgia; Sanford N. McDonnell and Marvin D. Marks, both of McDonnell Douglas Corporation, St. Louis, Missouri; and Dina Rasor, Project on Military Procurement, Washington, D.C.

## APPROPRIATIONS—AIR FORCE

Committee on Appropriations: Subcommittee on Military Construction concluded hearings on proposed budget estimates for fiscal year 1984 for military construction programs of Air Force programs, after receiving testimony from Representative Scheuer; Edward C. Aldridge, Under Secretary of the Air Force; Major General Clifton D. Wright, Deputy Director of Engineering and Services, USAF; and Walter H. Sheley, Jr., Director, Mission Analysis and Systems Acquisition Division, General Accounting Office.

## AIRPORT DEVELOPMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on proposed committee amendments to S. [illegible], the Airport and Airway System Development [illegible] [illegible] Committee, extending the funding [illegible] through fiscal year 1987 for the airport improvement and development programs, focusing on the Federal Aviation Administration's proposed national airspace system plan, after receiving testimony from J. Lynn Helms, Administrator, Federal Aviation Administration, Department of Transportation; Larry [illegible], Project Director, National Airspace System Plan Review, Office of Technology Assessment; [illegible] Rapp, Air Transport Association; Joseph [illegible], Aerospace Industries Association; Larry [illegible], Electronics and Space [illegible]; [illegible], Air Line Pilots Association; and [illegible], National Aeronautic Association, all of Washington, D.C.; Robert T. Warner, Aircraft Owners and Pilots Association, Bethesda, Maryland; David Thomas, General Aviation [illegible], Virginia; [illegible] Martin, Westinghouse Defense and Electronics Systems Center, Baltimore, Maryland; and Harry Davis, Arlington, Virginia.

## DOE URANIUM ENRICHMENT PROGRAM

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held oversight hearings on the uranium enrichment program of the Department of Energy, receiving testimony from Shelby T. Brewer, Assistant Secretary of Energy for Nuclear Energy, and William R. Voigt, Jr., Deputy Assistant Secretary of Energy for Uranium Enrichment and Assessment; [illegible]

Bechtel Engineering and Construction Company, Inc., Oak Ridge, Tennessee; Charles Rowan, Garrett AiResearch Manufacturing Company, Torrance, California; and E. H. [illegible], Goodyear Aerospace Corporation, Akron, Ohio.

Hearings were recessed subject to call.

## FOREST AND WILDERNESS LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Reserved Water concluded hearings on the following bills:

S. [illegible], authorizing the conveyance of certain National Forest System lands when determined to be in the public interest, after receiving testimony from Senator Domenici and John B. Crowell, Jr., Assistant Secretary of Agriculture for Natural Resources and Environment; and

S. [illegible], designating certain lands in the Cumberland Island National Seashore, Georgia, as wilderness, after receiving testimony from Senators Nunn and Mattingly; Russell E. Dickenson, Director, National Park Service, Department of the Interior; and [illegible] Mauldin, on behalf of the Sierra Club, [illegible], Atlanta Audubon Society, [illegible], on behalf of The Wilderness Society, and [illegible], Southeastern [illegible], The Georgia Conservancy, all of Atlanta, Georgia.

## AUTHORIZATIONS—SOLID WASTE DISPOSAL RESOURCE CONSERVATION AND RECOVERY

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded hearings on proposed committee amendments to [illegible] authorizing funds for fiscal years [illegible] for programs of the Solid Waste Disposal Act [illegible] Resource Conservation and Recovery Act, [illegible] Senator [illegible], after receiving testimony from Alan M. [illegible], Assistant Administrator for Solid Waste and Emergency Response, [illegible] Environmental Protection Agency; [illegible] Marshall [illegible], [illegible], representing the [illegible] Chemical Manufacturers Association; [illegible], New York, [illegible], National Association of [illegible]; [illegible]; [illegible], representing the American Paper Institute, New York, New York; [illegible], New York, representing the [illegible]; [illegible] cal Manufacturers Association; and James L. Kimble, American Insurance Association, Charles Johnson, National Solid Wastes Management Association, Vic Rasheed, on behalf of the Service Station Dealers of America, National Oil Jobbers Council, and Society of Independent Gasoline Marketers of America, and David J. Lennett, Environmental Defense Fund, all of Washington, D.C.

## TAX AND SPENDING RECONCILIATION

*Committee on Finance:* Committee began consideration of proposed legislation to meet reconciliation expenditures as imposed by S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the Congressional budget for fiscal year ending September 30, 1982, but did not complete action thereon and will continue on Tuesday, June 29.

A press release summarizing the actions of the committee today will be available in the committee office in Room 2227 Dirksen Office Building.

## DOE REORGANIZATION

*Committee on Governmental Affairs:* Committee held hearings on S. 2562, transferring certain activities of the Department of Energy to the Department of Commerce, receiving testimony from Caspar Weinberger, Secretary of Defense, and James P. Wade, Jr., Assistant to the Secretary of Defense for Research and Engineering; James B. Edwards, Secretary of Energy; Malcolm Baldrige, Secretary of Commerce; and Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget.

Hearings were recessed subject to call.

## ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS—MEMBERSHIP

*Committee on Governmental Affairs:* Subcommittee on Intergovernmental Relations concluded hearings on S. 2338 and S. 2679, bills expanding the membership of the Advisory Commission on Intergovernmental Relations, after receiving testimony from Senator Percy; Representative Conable; W. A. Wettergren, Minnesota School Boards Association, St. Peter; Joseph A. Sarthory, Missouri School Boards Association, Columbia; Merlin Cohen, Tennessee School Boards Association, Union City; and Wallace Gustafson, Minnesota Association of Townships, Wilmer, on behalf of the National Association of Towns and Townships.

## UNFAIR FOREIGN PRODUCTS COMPETITION

*Committee on the Judiciary:* Committee resumed hearings on S. 2167 and S. 2517, bills providing economic relief to American industries and companies injured by foreign products being dumped or sold on the American market at less than fair value, receiving testimony from Lawrence J. Brady, Assistant Secretary of Commerce for Trade Administration, and Donald E. deKieffer, General Counsel, Office of the U.S. Trade Representative.

Hearings were recessed subject to call.

## INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Law held hearings on S. 818, S. 1558, S. 1106, and S. 2658, bills limiting the insanity defense, establishing a Federal criminal verdict of "not guilty only by reason of insanity," and establishing procedures for dealing with defendants obtaining such a verdict, receiving testimony from Senators Zorinsky and Pressler; Lawrence Coffey, Nathalia Brown, Woodrow Johnson, Glynis Lassiter, Maryland Copelin, and Richard A. Ratner, all of Washington, D.C.; and Allan Beigel, University of Arizona, Tucson.

Hearings were recessed subject to call.

## DOMESTIC SECURITY

*Committee on the Judiciary:* Subcommittee on Security and Terrorism held hearings to review the U.S. Attorney General's guidelines on domestic security investigations (Levi Guidelines), receiving testimony from William H. Webster, Director, and John Hotis, Special Assistant to the Director, both of the Federal Bureau of Investigation, and Mary Lawton, Counsel for Intelligence Policy, all of the Department of Justice.

Hearings continue on tomorrow.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 42 public bills, H.R. 6682–6723, 1 private bill, H.R. 6724, and 10 resolutions, H.J. Res. 528–531, H. Con. Res. 367–370, and H. Res. 515 and 516 were introduced.

Page 15206

**Bills Reported:** Reports were filed as follows:

H.R. 5228, to amend title 18 of the United States Code to implement the Convention on the Physical Protection of Nuclear Material, amended (H. Rept. 97-624);

H.R. 6159, to establish a program under the coordination of the Office of Science and Technology Policy for improving the use of risk analysis by those Federal agencies concerned with regulatory decisions related to the protection of human life, health, and the environment, amended (H. Rept. 97-625);

H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security, amended (H. Rept. 97-626); and

H.R. 6046, Extradition Act of 1982, amended (H. Rept. 97-627).

Page 15206

**Journal:** By a yea-and-nay vote of 351 yeas to 34 nays with 2 voting "present", Roll No. 173, the House approved the Journal of Wednesday, June 23.

Page 15148

**NCO/Petty Officer Week:** House passed H.J. Res. 518, to designate the week commencing with the fourth Monday in June 1982 as "National NCO/Petty Officer Week".

Page 15155

**Veto—Urgent Supplemental Appropriations:** Received and read a message from the President wherein he announced his veto of H.R. 5922, making urgent supplemental appropriations for the fiscal year ending September 30, 1982, and explained his reasons therefor—ordered printed (H. Doc. 97-204).

Page 15156

Subsequently, by a yea-and-nay vote of 253 yeas to 151 nays, Roll No. 174, the House sustained the President's veto of H.R. 5922 (two-thirds of those present not voting to override).

The bill and accompanying message were then referred to the Committee on Appropriations.

**Recess:** House recessed at 1:30 p.m. and reconvened at 2:30 p.m.

Page 15168

**International Energy Program:** Objection was heard to a unanimous-consent request to consider H.R. 6683, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the international energy program.

Page 15168

**Energy Emergency Preparedness:** House insisted on its amendments to S. 2522, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the International Energy Program, and to provide for the Nation's energy emergency preparedness; and agreed to a conference. Appointed as conferees: Representatives Dingell, Sharp, Moffett, Broyhill, and Dannemeyer, and as additional conferees solely for consideration of section 167(f) of the Energy Policy and Conservation Act as added by section 3(b)(2)(A) of the House amendment, and modifications committed to conference: Representatives Breaux and Forsythe.

Page 15168

**Urgent Supplemental Appropriations:** By a yea-and-nay vote of 267 yeas to 106 nays, Roll No. 175, the House passed H.R. 6682, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

Page 15168

**Urgent Supplemental Appropriations:** By a yea-and-nay vote of 342 yeas to 25 nays, Roll No. 176, the House passed H.R. 6685, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

Page 15178

Earlier, it was made in order to consider the bill today and that debate be limited to one hour equally divided between the chairman and ranking minority member of the Committee on Appropriations; and the previous question be considered as ordered on the bill to final passage without intervening motion.

**District Work Period:** House agreed to H. Con. Res. 367, providing for an adjournment of the House from any day between June 28 and July 2, 1982, and an adjournment of the Senate from July 1 or July 2 until July 12, 1982.

Page 15182

**Purple Heart Week:** House passed H.J. Res. 526, authorizing and requesting the President to issue a proclamation designating the week of August 1, 1982 through August 7, 1982 as "National Purple Heart Week".

Page 15183

**Fishermen's Contingency Fund:** House agreed to Senate amendments numbered 2, 3, 4, and 5; and agreed, with amendments, to Senate amendment numbered 1 to H.R. 3816, to improve the operation of the Fishermen's Contingency Fund established to compensate commercial fishermen for damages resulting from oil and gas exploration, development, and production in areas of the Outer Continental Shelf—returning the measure to the Senate.

Page 15183

**Late Report:** Committee on Merchant Marine and Fisheries received permission to have until midnight Tuesday, June 29, to file a report on H.R. 5543, to establish an ocean and coastal resources management and development fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the fund.

Page 15184

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Page 15206

**Adjournment:** Met at 10 a.m. and adjourned at 5:46 p.m.

# *Committee Meetings*

## DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia continued hearings on fiscal year 1983 appropriations. Testimony was heard from public witnesses.

## RESERVE REQUIREMENTS REFORM ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy approved for full Committee action as amended H.R. 6222, Reserve Requirements Reform Act.

## URBAN HOMESTEADING AND HUD-OWNED ABANDONED HOUSES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Urban Development held a hearing on Urban Homesteading and HUD-Owned Abandoned Houses. Testimony was heard from public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Select Education continued oversight hearings on teenage prostitution and child pornography. Testimony was heard from the following officials of the GAO: Robert Peterson, Robert Garbark and Theodore Zuengas and public witnessses.

## SERVICE INDUSTRIES COMMERCE DEVELOPMENT ACT; TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Ordered reported as amended H.R. 5519, Service Industries Commerce Development Act of 1982.

The Committee also continued markup of H.R. 5158, Telecommunications Act of 1982.

Committee recessed subject to call.

## NUCLEAR EXPORTS

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on Nuclear Exports approved by the Department of Commerce and the Nuclear Regulatory Commission. Testimony was heard from James W. Culpepper, Deputy Assistant Secretary for Security Affairs, Defense Programs, Department of Energy; Archelaus Turrentine, Deputy Assistant Director, Bureau of Nuclear and Weapons Control, Arms Control and Disarmament Agency; Carlton Stoiber, Director, Office of Nuclear Export Controls, Department of State and Bo Denysyk, Deputy Assistant Secretary for Export Administration, Department of Commerce.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police met to consider pending business.

## COMMITTEE BUSINESS

*Committee on House Administration:* Ad Hoc Subcommittee on Legislative Service Organizations approved Legislative Service Organizations Report relating to the applicable regulations, and other pending business.

## WILDERNESS PROTECTION ACT

*Committee on Interior and Insular Affairs:* Ordered reported as amended H.R. 6542, Wilderness Protection Act of 1982.

## HOME RECORDING

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on the following bills: H.R. 5705, Home Recording Act of 1982; H.R. 5250, to amend the copyright law to exempt private, nonprofit recording of copyrighted works on video recorders from copyright infringement, and related bills. Testimony was heard from Bernard Wunder, Assistant Secretary of Commerce for Communications and Information; Jonathan Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice; Frank Hodsoll, Chairman, National Endowment for the Arts and David Ladd, Register of Copyrights, Library of Congress.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued markup of H.R. 4711, Criminal Code Revision Act of 1981.

The Subcommittee also continued hearings on Criminal Code revision legislation. Testimony was heard from D. Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine approved for full Committee action as amended the following bills: H.R. 1489, to permit the transportation of passengers between Puerto Rico and other U.S. ports on foreign-flag vessels when U.S. flag service for such transportation is not available and H.R. 4828, to set aside certain surplus vessels for use in the provision of health and other humanitarian services to developing countries.

### OCEAN DUMPING AMENDMENTS ACT

*Committee on Public Works and Transportation:* Ordered reported as amended H.R. 5133, Ocean Dumping Amendments Act of 1982.

### BOARD OF VETERANS' APPEALS—PERFORMANCE AND WORKLOADS

*Committee on Veterans' Affairs:* Subcommittee on Compensation, Pension and Insurance held a hearing on performance and workloads of the Board of Veterans' Appeals. Testimony was heard from Kenneth E. Eaton, Chairman, Board of Veterans' Appeals, VA, and representatives of veterans' organizations.

* * *

## *Friday, June 25, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 15285*

Senate met at 9:30 a.m., in pro forma session, and recessed at 9:30 and 10 seconds a.m., until 11 a.m., on Tuesday, June 29, 1982.

## *Committee Meetings*

### DOMESTIC SECURITY

*Committee on the Judiciary:* Subcommittee on Security and Terrorism continued hearings to review the U.S. Attorney General's guidelines on domestic security investigations (Levi Guidelines), receiving testimony from W. Mark Felt, former Associate Director of the Federal Bureau of Investigation, and Edward S. Miller, former Assistant Director, Intelligence Division, FBI, both of Alexandria, Virginia; Joseph A. Sizoo, Southern Pines, North Carolina, on behalf of the Society of Former Special Agents of the FBI, New York City; and Dario O. Marquez, MVM, Incorporated, Fairfax, Virginia, former Special Agent, U.S. Secret Service, Department of the Treasury.

Subcommittee recessed subject to call.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Monday, June 28.

## *Committee Meetings*

No committee meetings were held.

## *Monday, June 28, 1982*

# Senate

The Senate was not in session today. It will next meet at 11 a.m., on Tuesday, June 29, 1982.

## *Committee Meetings*

### NOMINATION

*Committee on Energy and Natural Resources:* Committee concluded hearings on the nomination of Arthur J. Dellinger, Sr., of California, to be Deputy Inspector General of the Department of Energy, after the nominee, who was introduced by Senator McClure, testified and answered questions in his own behalf.

### RETAIL DEALERS

*Committee on the Judiciary:* Committee held hearings on S. 1256, regulating interstate commerce by protecting the rights of consumers, dealers and end-users, receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; David A. Clanton, Commissioner, Federal Trade Commission; John J. Kucera, Lincoln Office Equipment Company, Lincoln, Nebraska; Stephen Phillips, P&S Business Machines, Inc., Birmingham, Alabama; Don Wilcox, Wilcox Office Equipment, Florence, South Carolina; Kenneth Stephenson, General Office Products, Salina, Kansas; Merlin Jentz, Cook's, Inc., Watertown, South Dakota; Richard P. Nelson, Ohio Business Machines, Inc., Cleveland, Ohio; A.G.W. Biddle, Computer and Communications Industry Association, Arlington, Virginia; Roderick D. Marcoux, Dealer Division, Savin Corporation, Valhalla, New York; Stephen D. Channer, The Business and Institutional Furniture Manufacturer's Association, and Thatcher W. Rea, Jr., Mueller Furniture Corporation, both of Grand Rapids, Michigan; Thomas Pratt, Herman Miller, Inc., Zeeland, Michigan; and James M. Goldberg, Abrahms, Kovacs, Westermeier & Goldberg, Washington, D.C.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bill Introduced:** Public bill H.R. 6725, was introduced.

Page 15287

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 15284

**Veto Message—Supplemental Appropriations:** Read a message from the President wherein he announces his veto of H.R. 6682, making urgent supplemental appropriations for the fiscal year ending September 30, 1982, and explains his reasons therefor—ordered printed (H. Doc. 97–205). Subsequently, agreed that further consideration of the message and bill be postponed until Tuesday, July 13.

Page 15284

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 15286

**Adjournment:** Met at noon and adjourned at 12:15 p.m.

## *Committee Meetings*

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, June 29, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 15299–15383*

**Bills Introduced:** Fifteen bills and six resolutions were introduced, as follows: S. 2680–2694, S.J. Res. 207–209, and S. Res. 420–422.

Page 15346

**Measures Passed:**

*Authorizing Testimony and Representation:* Senate agreed to S. Res. 420, directing Senate Legal Counsel to represent Carol Forbes in the case of *Impro Products, Inc.* v. *John B. Herrick, et al.*, Civil Action No. 78–235–2, before the U.S. District Court for the Southern District of Iowa, and authorizing testimony and the production of documents in the case except concerning matters which the Senate Legal Counsel or his representative determines are privileged from disclosure.

Page 15377

*Authorizing Appearance of Legal Counsel:* Senate agreed to S. Res. 421, directing Senate Legal Counsel to represent the Senate in *Consumers Union of U.S., Inc., et al.* v. *Federal Trade Commission, et al.*, No. 82–1512, before the U.S. District Court for the District of Columbia.

Page 15377

*Authorizing Appearance of Legal Counsel:* Senate agreed to S. Res. 422, directing Senate Legal Counsel to appear as amicus curiae in the name of the Committee on Governmental Affairs in *Peter Kiewit Sons' Co.* v. *U.S. Army Corps of Engineers, et al.*, No. 82–1461, before the U.S. Court of Appeals for the District of Columbia Circuit.

Page 15378

*Urgent Supplemental Appropriations, 1982:* Senate passed H.R. 6685, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, after taking action on amendments proposed thereto, as follows:

Page 15320

Adopted:

Hatfield unprinted amendment No. 1044, in the nature of a substitute.

Page 15320

Rejected:

(1) Kennedy unprinted amendment No. 1045 (to unprinted amendment No. 1044), to provide additional funds for the Summer Youth Program. (By 55 yeas to 37 nays, Senate tabled the amendment.)

Page 15331

(2) Riegle unprinted amendment No. 1046 (to unprinted amendment No. 1044), to provide for mortgage interest reduction payments. (By 48 yeas to 44 nays, Senate tabled the amendment.)

Page 15333

**Small Business Innovation Research Act of 1981:** Senate concurred in the amendment of the House to S. 881, stimulating technological innovation and increasing economic productivity by using business more effectively in Federal research and development programs.

Page 15379

**Operation of Fishermen's Contingency Fund:** Senate concurred in the amendments of the House to the Senate amendment to H.R. 3816, revising the administration of the Fishermen's Contingency Fund.

Page 15382

**Constitutional Amendment to Balance the Budget—Agreement:** A unanimous consent agreement was reached providing for consideration of S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decision-making procedures, on Monday, July 12.

Page 15377

**Reclamation Reform Act of 1982—Agreement:** A unanimous consent agreement was reached providing for the consideration of S. 1867, increasing the acreage limitations and abolishing the residency requirements of Federal reclamation laws.

Page 15377

**Nominations:** Senate received the following nominations on Thursday, June 28, 1982, during the recess:

Page 15383

Robert W. Duemling, of California, to be Ambassador to the Republic of Suriname.

Rutherford M. Poats, of Virginia, for the rank of Minister during the tenure of his service as Chairman of the Development Assistance Committee of the Organization for Economic Cooperation and Development at Paris, France.

Richard A. Gadbois, Jr., to be U.S. District Judge for the Central District of California.

Eli S. Jacobs, of California, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency.

1 Army nomination in the rank of General.

**Messages from the President:** Page S7345

**Messages from the House:** Page S7345

**Measures Referred:** Page S7345

**Communications:** Page S7345

**Statements on Introduced Bills:** Page S7347

**Committee Authority To Meet:** Page S7364

**Additional Statements:** Page S7364

**Nominations:** Page S7383

**Record Votes:** Two record votes were taken today. (Total—201) Pages S7332–S7335

**Recess:** Senate convened at 9 a.m., and recessed at 6:50 p.m., until 9:45 a.m., on Wednesday, June 30, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page S7383.)

## *Committee Meetings*

### NOMINATIONS

*Committee on Armed Services:* Committee approved for reporting 3,250 routine nominations in the Army, Navy, Air Force, and Marine Corps.

### NATIONAL MATERIALS AND MINERALS PROGRAM

*Committee on Energy and Natural Resources:* Subcommittee on Energy and Mineral Resources concluded hearings on the National Materials and Minerals Program plan and a report to Congress issued by the President on April 5, 1982, after receiving testimony from James G. Watt, Secretary of the Interior; Douglas L. McCullough, Deputy Director for Energy and Minerals Division, General Accounting Office; Richard E. Donnelly, Director for Industrial Resources, Office of Under Secretary of Defense for Research and Engineering, Department of Defense; Bennett L. Lewis, Executive Deputy Director, and Paul K. Krueger, Assistant Associate Director for Resources Preparedness, both of the Federal Emergency Management Agency; William C. Mott, Council on Economics and National Security; Simon D. Strauss, Howard L. Edwards, and Dennis P. Bedell, all on behalf of the American Mining Congress, and Brock Adams, Garvey, Schubert, Adams and Barer, all of Washington, D.C.; E. F. Andrews, Allegheny International Inc., Pittsburgh, Pennsylvania, representing the National Association of Manufacturers; L. Courtland Lee, Minerals Exploration Coalition, Denver, Colorado; Richard J. Fiorini, Noranda Mining Inc., Salt Lake City, Utah; and A. Gordon Everett and Russell Wayland, both of the American Institute of Professional Geologists, Rockville, Maryland.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed consideration of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will continue on tomorrow.

### TAX AND SPENDING RECONCILIATION

*Committee on Finance:* Committee resumed consideration of proposed legislation to meet reconciliation expenditures as imposed by S. Con. Res. 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985 and revising the Congressional budget for fiscal year ending September 30, 1982, but did not complete action thereon, and will continue on tomorrow.

A press release summarizing the actions of the committee today will be available in the committee office in Room 2227 Dirksen Office Building.

### FEDERAL PARTICIPATION IN INTERNATIONAL EXPOS

*Committee on Foreign Relations:* Committee concluded hearings on S. 1882, revising certain provisions regarding Federal involvement in international expositions to implement the procedures for determining whether Federal participation in an international exposition should include construction of a Federal pavilion and whether such pavilion should be permanent or temporary, after receiving testimony from George Pratt, Director, International Expositions Staff, Department of Commerce; and Donald J. Horan, Director, Procurement, Logistics and Readiness Division, General Accounting Office.

### UNIDO TREATY

*Committee on Foreign Relations:* Committee concluded hearings on the proposed United Nations Industrial Development Organization Treaty (Treaty Doc. No. 97-10), after receiving testimony from Gregory J. Newell, Assistant Secretary of State for International Organization Affairs, and Gordon Streeb, Deputy Assistant Secretary of State for International Organization Affairs.

### MIDEAST BRIEFING

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in the Middle East from officials of the intelligence community, but made no announcements, and will meet again tomorrow.

### COMPETITION IN FEDERAL PROCUREMENT PROCESS

*Committee on Governmental Affairs:* Committee held hearings on S. 2127, increasing competition in government contracting by imposing new restrictions on the use of noncompetitive contracts, receiving testimony from William A. Long, Deputy Under Secretary of Defense for Acquisition Management; Robert M. Gilroy, Senior Associate Director, Procurement, Logistics and Readiness Division, General Accounting Office; John Cibinic, George Washington University, Washington, D.C.; Constantine N. Polites, Constantine N. Polites and Company, Yeadon, Pennsylvania; John M. Cockerham, John M. Cockerham and Associates, Huntsville, Alabama; J. Eliott Barron, JEBCO, Inc., Warrenton, Georgia; and Lee H. Henkel, Jr., Henkel, Hackett, Edge and Fleming, Atlanta, Georgia.

Hearings were recessed subject to call.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and will meet again on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** public bill, H.R. 6726; private bill, H.R. 6727; and resolution, H. Res. 517 were introduced.

Page 15297

**Bill Reported:** One report was filed as follows: H.R. 5543, to establish an Ocean and Coastal Resources Management and Development Fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the fund, amended (H. Rept. 97–628).

Page 15301

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Alexander to act as Speaker pro tempore for today.

Page 15297

**Election of Speaker Pro Tempore:** House agreed to H. Res. 517, electing Representative Natcher to act as Speaker pro tempore during the absence of the Speaker to continue not later than Friday, July 2.

Page 15297

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 15297

**Adjournment:** Met at noon and adjourned at 12:06 p.m.

## *Committee Meeting*

### GPO FURLOUGHS

*Committee on the District of Columbia:* held a hearing on the impact of proposed Government Printing Office furloughs and other personnel actions on the Washington metropolitan area. Testimony was heard from Danford L. Sawyer, Jr., Public Printer and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, June 30, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 15391–15541*

**Bills Introduced:** Thirteen bills and one resolution were introduced, as follows: S. 2695–2707; S.J. Res. 210.

Page 15509

**Bills Reported:** Reports were made as follows:

Page 15508

S. 2094, establishing the concept of reciprocity of market access as an objective for U.S. trade policy where American products are competitive, with an amendment in the nature of a substitute, (with additional and minority views). (S. Rept. No. 97–483)

S. 2422, providing the spouses of CIA employees who have served abroad a vested interest in the retirement benefits of the employee, with an amendment in the nature of a substitute. (S. Rept. No. 97–484)

Report to accompany S. 2222, revising and reforming U.S. immigration laws, (with additional and minority views). (S. Rept. No. 97–485)

**Measures Passed:**

*Work Schedules (Flexitime):* By 93 yeas to 2 nays, Senate passed S. 2240, authorizing Federal agencies to use flexible and compressed employee work schedules, after agreeing to committee amendments, as amended by Stevens unprinted amendments en bloc No. 1047, clarifying the intent of an agency's unilateral right to terminate an experimental schedule and its subsequent responsibilities.

Page 15410

During consideration of this measure, by 49 yeas to 46 nays, the Senate agreed to a motion to table Armstrong unprinted amendment No. 1048, to permit Federal contractors the option of instituting flexible work schedules without facing penalty.

*Religious Persecution:* Senate agreed to S. Con. Res. 73, condemning the religious persecution by Iran of persons of the Baha'i faith, after agreeing to committee amendments.

Page 15432

*Intelligence Authorizations:* Senate passed H.R. 6068, authorizing funds for fiscal year 1983 for intelligence activities for the U.S. Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 2487, which was first amended by adoption of a committee amendment, and Wallop unprinted amendments en bloc 1049, providing equitable sharing by qualifying spouses of CIA officers in retirement benefits earned as a result of service with the Agency.

Page 15436

Prior to the above action, Senate passed S. 2487, passage of which was then rescinded, and the bill indefinitely postponed.

Senate insisted on its amendments, requested a conference with the House, and appointed as conferees Senators Goldwater, Wallop, Garn, Durenberger, Roth, Schmitt, Moynihan, Inouye, Jackson, Leahy, and Bentsen, and for matters of interest to the Committee on Armed Services, Warner.

Page 15449

*Budget Waiver:* Senate agreed to S. Res. 384, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to consideration of Title IV of S. 2487, listed above.

Page 15436

*Copyright Royalties:* Senate passed H.R. 4441, requiring that registration fees be paid to the Copyright Office when the registration application is filed, after agreeing to Zorinsky unprinted amendment No. 1050, exempting certain nonprofit organizations from the requirement that nondramatic literary or musical performance royalties be paid to copyright holders.

Page 15450

*Manufacturing Clause of Copyright Law:* Senate passed H.R. 6198, extending the Manufacturing Clause of the Copyright Law of 1976 until July 1986.

Page 15451

S. 1880, Senate companion measure was then indefinitely postponed.

*Military Construction and Family Housing:* Senate passed H.R. 6451, revising certain provisions of law relating to military construction and military family housing.

Page 15452

S. 2045, Senate companion measure, was then indefinitely postponed.

*Military Construction Authorizations:* By 95 yeas to 1 nay, Senate passed S. 2586, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense after taking action on amendments proposed thereto as follows:

Page 15452

Adopted:

Robert C. Byrd unprinted amendment No. 1051, making a technical change to a land conveyance with the City of South Charleston, West Virginia.

Thurmond (for Hayakawa and Cranston) unprinted amendment No. 1052, making a technical change to a land transfer between the Army and the City of Bell, California.

Thurmond unprinted amendment No. 1053, revising the authorization to sell or exchange defense real property.

Exon unprinted amendment No. 1055, restoring funds for certain military recreational facilities on the Island of Diego Garcia.

Rejected:

Modified Pell unprinted amendment No. 1054, prohibiting airfield construction and improvement projects in Honduras. (By 65 yeas to 29 nays, motion to table was agreed to.)

*Fourth of July Recess:* Senate agreed to H. Con. Res. 367, providing for an adjournment of the House from any day between June 28 and July 2, 1982, and an adjournment of the Senate from July 1 or July 2, until July 12, 1982.

Page 15474

*Motor Carriers Regulation:* By 85 yeas to 10 nays, Senate passed H.R. 3663, revising the regulation of motor carriers of passengers, after agreeing to a committee amendment in the nature of a substitute, and Danforth unprinted amendment en bloc No. 1056, of a technical nature.

Page 15474

*Robert F. Henry Lock and Dam:* Senate passed S. 2034, designating the lock and dam known as the Jones Bluff Lock and Dam, located on the Alabama River, as the "Robert F. Henry Lock and Dam".

Page 15499

*U.S. Magistrates/Bar Membership:* Senate passed S. 2706, modifying the bar membership requirements for United States magistrates.

Page 15501

*Private Relief Bill:* Committee on the Judiciary was discharged from further consideration of H.R. 3127, a private relief bill, and the measure was then passed.

Page 15500

*Oil and Gas Lease Reinstatement and Validation:* Senate passed with an amendment S. 1877, providing for the reinstatement and validation of U.S. oil and gas lease numbered NM-12846.

Page 15500

*Oil and Gas Lease Reinstatement and Validation:* Senate passed S. 1909, providing for the reinstatement and validation of U.S. oil and gas lease number W-24153.

Page 15500

*Extension of Terms of Oil and Gas Leases:* Senate passed with amendments, S. 2146, extending the lease terms of various Federal oil and gas leases from Clyde Aylesworth, Toledo Mining Company, Salt Lake City, Utah.

Page 15500

*Indian Tribal Mineral Resources:* Senate passed with an amendment in the nature of a substitute, S. 1894, permitting Indian tribes to enter certain agreements for the disposition of tribal mineral resources.

Page 15501

*Oil and Gas Leases Reinstatement and Validation:* Senate passed S. 1941, providing for the reinstatement and validation of U.S. oil and gas leases numbered NM-25447 and NM-25452 ACQ, after agreeing to committee amendments and Stevens (for Tower) unprinted amendment No. 1058, of a technical nature.

Page 15500

**Indefinitely Postponed:** Senate indefinitely postponed S. Res. 368, urging the President to embargo trade with Argentina if Argentina does not withdraw its troops from the Falkland Islands.

Page 15499

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senator Stevens to attend the 34th Annual Session of the International Whaling Commission, to be held in Brighton, England, July 19-24, 1982.

Page 15474

**Time Limitation Agreement:** A time limitation agreement was reached on the nomination of James G. Stearns, of Nevada, to be a Director of the Securities Investor Protection Corporation.

Page 15501

**Confirmations:** Senate confirmed the following nominations:

Page 15541

D. Bruce Merrifield, of Connecticut, to be an Assistant Secretary of Commerce.

57 Army nominations in the rank of General.

1 Air Force nomination in the rank of General.

1 Marine Corps nomination in the rank of General.

Routine lists of Navy and Air Force nominations.

**Message From the House:** Page 15508

**Statements on Introduced Bills:** Page 15509

**Amendments Submitted for Printing:** Page 15519

**Committee Authority To Meet:** Page 15520

**Additional Statements:** Page 15520

**Confirmations:** Page 15541

**Record Votes:** Five record votes were taken today. (Total—206)

Page 15428, 15429, 15464, 15467, 15497

**Recess:** Senate convened at 9:45 a.m., and recessed at 6:57 p.m., until 9 a.m., on Thursday, July 1, 1982. (For Senate's program see remarks of Senator Baker in today's Record on pages 15474-15475.)

## *Committee Meetings*

### APPROPRIATIONS—SUPPLEMENTAL

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, and the Judiciary approved for full committee consideration recommended supplemental funds for fiscal year ending September 30, 1982, for those programs which fall within the jurisdiction of the subcommittee.

### PRODUCT LIABILITY

*Committee on Commerce, Science, and Transportation:* Subcommittee on the Consumer began hearings on S. 2631, creating a uniform Federal product liability law establishing manufacturers' responsibilities and consumers' rights in this field, receiving testimony from Victor E. Schwartz, on behalf of the Product Liability Alliance, C. Thomas Bendorf, Association of Trial Lawyers of America, Martin F. Connor, National Electrical Manufacturers Association, Jay Angoff, Congress Watch, Joseph A. Page, Georgetown University Law Center, William D. Ford, representing the Coalition for Uniform Product Liability Law, Wendell Lund, representing the National Product Liability Council, David I. Greenberg, representing the Consumer Federation of America, Charles Babcock, National Association of Manufacturers, and Maria Dennison, Sporting Goods Manufacturers Association, all of Washington, D.C., James A. Henderson, Jr., Boston University, Boston, Massachusetts, Herbert W. Goetz, Cincinnati Incorporated, Cincinnati, Ohio; and Delby Humphrey, Schutt Manufacturing Company, Litchfield, Illinois.

Hearings continue on tomorrow.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following business items:

S. 705, authorizing the conveyance of certain National Forest System lands when determined to be in the public interest, with amendments; and

The nomination of Arthur J. Dellinger, Sr., of California, to be Deputy Inspector General of the Department of Energy.

Also, committee resumed markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again on tomorrow.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee continued consideration of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on tomorrow.

## MID-EAST SITUATION

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in the Middle East, receiving testimony from Walter J. Stoessel, Jr., Deputy Secretary of State.

## NOMINATIONS

*Committee on Governmental Affairs:* Committee approved for reporting the nominations of John A. Terry, to be an Associate Judge of the District of Columbia Court of Appeals, and George W. Mitchell and Steffen W. Graae, each to be an Associate Judge of the Superior Court of the District of Columbia.

## LOCAL GOVERNMENTS—ANTITRUST LIABILITIES

*Committee on the Judiciary:* Committee held hearings on the impact of the Boulder, Colorado decision, relating to potential antitrust liabilities for local governments, receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Phillip Areeda, Harvard Law School, Cambridge, Massachusetts; Mayor Thomas Moody, Columbus, Ohio, on behalf of the National League of Cities; Mayor Hugh Allen, Demopolis, Alabama, on behalf of the Alabama League of Municipalities; Mayor Janet Gray Hayes, San Jose, California, on behalf of the National Conference of Mayors; and Robert J. Logan, San Jose, California, John W. Witt, San Diego, California, William H. Hefty, Richmond, Virginia, and Gregory S. Lashutka, Columbus, Ohio, all on behalf of the National Institute of Municipal Law Officers.

Hearings were recessed subject to call.

## INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Law resumed hearings on S. 818, S. 1558, S. 1106, and S. 2658, bills limiting the insanity defense, establishing a Federal criminal verdict of "not guilty only by reason of insanity," and establishing procedures for dealing with defendants obtaining such a verdict, receiving testimony from Park E. Dietz, Harvard Medical School, and Alan Stone, Harvard Law School, both of Cambridge, Massachusetts; James Cavanaugh, Rush-Presbyterian Medical Center, Chicago, Illinois; Jonas Rappeport, Supreme Bench of Maryland, Baltimore; Loren Roth, University of Pittsburgh, Pittsburgh, Pennsylvania; Allan Beigel, American Psychiatric Association, Washington, D.C.; Seymour Halleck, University of North Carolina, Chapel Hill; and Ernst Preoinger, Yale University, New Haven, Connecticut.

Hearings were recessed subject to call.

## MISSING CHILDREN/JUSTICE ASSISTANCE

*Committee on the Judiciary:* Subcommittee on Juvenile Justice approved for full committee consideration the following bills:

S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located, with amendments; and

S. 2411, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts, with amendments.

## VETERANS' HEALTH CARE

*Committee on Veterans' Affairs:* Committee concluded oversight hearings to examine certain health care services provided to older veterans, focusing on various components of the VA Department of Medicine and Surgery's Extended Care program, and consider alternatives for providing geriatric care to eligible veterans during the next decade, after receiving testimony from Donald L. Custis, Chief Medical Director; Paul A. L. Haber, Assistant Chief Medical Director, Geriatrics and Extended Care; John H. Mather, Director, Affiliated Education Programs Service; Frank A. Morrone, Director, Health Systems Information Services; Barbara J. Pryor, Special Assistant to the Chief Medical Director; Marjorie R. Quandt, Assistant Chief Medical Director for Administration, all of the Veterans' Administration; Ewald W. Busse, Veterans' Administration Geriatries and Gerontology Advisory Committee, Duke University School of Medicine, Durham, North Carolina; Murray A. Raskind, Veterans' Administration Medical Center, Seattle, Washington; Stanley J. Brody, University of Pennsylvania, Philadelphia; Donna Cohen, Montefiore Medical Center, Albert Einstein College of Medicine, and Beth Abraham Hospital of the Montefiore Medical Center, both of New York City; and Jack F. Westall, former Assistant Chief Medical Director for Administration, Veterans' Administration, Robert E. Lyngh, and Paul S. Egan, both of the American Legion, Donald H. Schwab, Veterans' of Foreign Wars of the United States, Stephen L. Edmiston, Disabled American Veterans, and Peter B. Currier, AMVETS, all of Washington, D.C.

### INDIAN EDUCATION ASSISTANCE

*Select Committee on Indian Affairs:* Committee concluded oversight hearings on indirect costs and contract provisions of the Indian Self-Determination and Education Assistance Act (P.L. 93–638), after receiving testimony from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs; Theodore Krenzke, Director, Office of Indian Services, and Richard Balsiger, Executive Management Officer, both of the Bureau of Indian Affairs, Robert Bueley, Assistant Inspector General for Audit, and Arnold Baron, Central Regional Audit Manager, Office of Inspector General, all of the Department of the Interior, Joseph N. Exendine, Deputy Director, and Johnnie Kirkland, Program Analyst, Office of Program Support, both of the Indian Health Service, Joseph V. Moran, Director, Office of Contracts and Grants, Health Services Administration, Sidney Edelman, Special Assistant to the Assistant General Counsel, Public Health Division, and George Wolfe, Director, Operations Division, Office of Procurement and Logistics, Office of Assistant Secretary for Management and Budget, all of the Department of Health and Human Services, Gordon Thayer, and Bill Cadotte, both of the Lac Courte Oreilles Band of Lake Superior Chippewas, Hayward, Wisconsin; Maxine Edmo, and Howard Funke, both of the Fort Hall Business Council, Fort Hall, Idaho; Edward Little, All Indian Pueblo Council, Albuquerque, New Mexico; Ron Andrade, National Congress of American Indians, Washington, D.C., Tim Love, Penobscot Nation, Indian Island, Old Town, Maine; Cliv Dore, and Virginia Tomah, both of the Passamaquoddy Tribe, Pleasant Point Reservation, Perry, Maine; Bob McLaughlin, and Al Whitelightning, both of the Standing Rock Sioux Tribe, Fort Yates, North Dakota; Enos Francisco, Rosita Ruiz, and Barbara Emmons, all of the Papago Tribe of Arizona, Sells, Arizona; Rosemary Zion, Navajo Division of Education, Window Rock, Arizona; George Jim, Association of Navajo Community Controlled School Boards, Crown Point, New Mexico; Ben Barney and Bruce Hoffman, both of Rock Point School, Rock Point, Arizona; Roger Bordeaux, St. Francis Indian School, St. Francis, South Dakota; Birgil Killstraight, Little Wound School Board, Kyle, South Dakota; and Jay Moolenijzer and Dorothy Yazzie, both of the Black Mesa Community School, Rough Rock, Arizona; and William Berlin, Alamo Navajo School Board, Inc., Magdalena, New Mexico.

# House of Representatives

## *Chamber Action*

**Adjournment:** Met at 10 a.m. and adjourned at 10:05 a.m.

## *Committee Meetings*

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, July 1, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 15551–15755*

**Bills Introduced:** Seventeen bills and one resolution were introduced, as follows: S. 2708–2724 and S.J. Res. 211.

Page 15685

**Bills Reported:** Reports were made as follows:

S. Res. 340, expressing the sense of the Senate that no action be taken to terminate or weaken the community services employment program under title V of the Older Americans Act of 1965. (S. Rept. No. 97–486)

S. 2363, revising certain provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, with an amendment in the nature of a substitute. (S. Rept. No. 97–487)

S. Res. 412, authorizing the printing of the report entitled "Highway Bridge Replacement and Rehabilitation Program: Third Annual Report to Congress" as a Senate document. (S. Rept. No. 97–488)

S.Res. 419, authorizing the reprinting of the committee print entitled "NATO: Can the Alliance Be Saved?" (S. Rept. No. 97–489)

S. 705, authorizing the conveyance of certain National Forest System lands when determined to be unthe public interest, with amendments. (S. Rept. 97-490)

Page 15684

S. 2625, making Federal suplus property more accessible to local emergency preparedness and volunteer firefighting organizations, with amendments. (S. Rept. No. 97-491)

**Measures Passed:** By unanimous vote of 95 yeas, Senate passed S. 2036, providing for State and local employment and training assistance, after agreeing to committee amendment in the nature of a substitute, and further amendments proposed thereto as follows:

Page 15596

(1) Quayle unprinted amendment No. 1059, of a technical nature.

Page 15614

(2) Kennedy unprinted amendment No. 1060, providing that not less than 2 percent of the amounts appropriated under Section 301(a) for each fiscal year shall be available for employment policy.

Page 15614

(3) Kennedy unprinted amendment No. 1061, making Native American programs available to American Samoans living in Hawaii.

Page 15614

(4) Kennedy-Quayle unprinted amendment No. 1062, modifying the earmarking amount available to the Governor under State allotments.

Page 15615

(5) Hatch unprinted amendment No. 1064, expanding the potential uses of supportive services and allowing their provision with no time limitation.

Page 15617

(6) Simpson unprinted amendment No. 1066, providing for a veterans' employment program to be administered at the national level.

Page 15618

(7) Hatch unprinted amendment No. 1067, of a technical and clarifying nature.

Page 15622

(8) Domenici unprinted amendment No. 1068, deferring the forward funding program year provisions for one year.

Page 15622

(9) Metzenbaum-Hawkins unprinted amendment No. 1069, modifying provisions with respect to service delivery areas and labor market planning and coordination.

Page 15623

(10) Denton modified unprinted amendment No. 1072, providing an income limitation on those eligible for assistance who are not economically disadvantaged.

Page 15633

(11) Kennedy (for Cranston) unprinted amendment No. 1073, clarifying the authority of the Secretary of Health and Human Services to designate community action agencies for certain community action programs administered by the Secretary.

Page 15635

(12) Domenici unprinted amendment No. 1074, providing that nothing in the Act shall be interpreted to preclude the adoption of State legislation, consistent with the provisions of the Act, of the programs assisted under the Act.

Page 15638

(13) Hatch unprinted amendment No. 1075, providing that no provision of the Act shall be construed to permit the use of any funds for any partisan political activities.

Page 15638

**Community Services Employment Program for Low-Income Elderly:** By 83 yeas to 0 nays, Senate agreed to S. Res. 340, expressing the sense of the Senate that no action be taken to terminate or weaken the community services employment program under title V of the Older Americans Act of 1965.

Page 15655

**Commemorating 1984 Olympic Games:** Committee on Banking, Housing, and Urban Affairs was discharged from the further consideration of the amendment of the House to S. 1230, authorizing the minting of special coins commemorating the 1984 summer Olympic games in Los Angeles, California, and the Senate then concurred in the amendment of the House.

Page 15670

**Violent Crime and Drug Enforcement Improvements Act of 1982—Agreement:** A unanimous consent agreement was reached providing for the consideration of S. 2572, strengthening law enforcement in the areas of violent crime and drug trafficking.

Page 15663

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until Monday, July 12.

Page 15637

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Monday, July 12.

Page 15637

**Committee Authority:** Committees were authorized to file reports on Tuesday, July 6, 1982, between the hours of 10 a.m. and 4 p.m.

Page 15637

**Committee Authority:** Committee on Finance was authorized to file a report on [illegible] tax measure on Friday, July 9, between the hours of 10 a.m. and 3 p.m.

Page 15657

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the annual report of the National Science Foundation for fiscal year 1981. Referred to the Committee on Commerce, Science, and Transportation. (PM-148)

(2) Transmitting first annual report on activities undertaken by the Department of Energy, in cooperation with the Department of Defense, to implement the development of synthetic fuels. Referred to the Committee on Energy and Natural Resources. (PM-149)

Page 15682

**Executive Reports of Committees:** The following executive reports were received:

Treaty Doc. No. 97-18, Convention Between the United States and Mexico for the Recovery and Return of Stolen or Embezzled Vehicles and Aircraft, which was signed at Washington on January 15, 1981. (Ex. Rept. No. 97-55)

Nominations of Joan D. Aikens, of Pennsylvania, Lee Ann Elliott, of Illinois, and Danny Lee McDonald, of Oklahoma, each to be a Member of the Federal Election Commission. (Ex. Rept. No. 97-56)

Page 15684

**Confirmations:** Senate confirmed the following nominations:

Arthur J. Dellinger, Sr., of California, to be Deputy Inspector General of the Department of Energy.

John A. Terry, to be an Associate Judge of the District of Columbia Court of Appeals.

Steffen W. Graae, to be an Associate Judge of the Superior Court of the District of Columbia.

George W. Mitchell, to be an Associate Judge of the Superior Court of the District of Columbia.

Edward N. Brandt, Jr., of Texas, to be U.S. Representative on the Executive Board of the World Health Organization.

Robert J. Hughes, of Massachusetts, to be an Associate Director of the International Communication Agency.

James B. Burnham, of Pennsylvania, to be U.S. Executive Director of the International Bank for Reconstruction and Development.

George Q. Lumsden, Jr., of Maryland, to be Ambassador to the United Arab Emirates.

Allie C. Felder, Jr., of the District of Columbia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Dortch Oldham, of Tennessee, to be Commissioner General of the United States Government for Energy-Expo 82.

Joan D. Aikens, of Pennsylvania, to be a Member of the Federal Election Commission, for the remainder of the term expiring April 30, 1983.

Lee Ann Elliott, of Illinois, to be a Member of the Federal Election Commission, for a term expiring April 30, 1987.

Danny Lee McDonald, of Oklahoma, to be a Member of the Federal Election Commission, for a term expiring April 30, 1987.

Page 15764

**Nominations:** Senate received the following nominations:

George P. Shultz, of California, to be Secretary of State.

Patrick E. Higginbotham, of Texas, to be U.S. Circuit Judge for the Fifth Circuit.

E. Grady Jolly, of Mississippi, to be U.S. Circuit Judge for the Fifth Circuit.

James O. Golden, of Virginia, to be U.S. Marshal for the District of Columbia.

Eugene V. Marzullo, to be U.S. Marshal for the Western District of Pennsylvania.

Routine list of Navy nominations.

Page 15755

**Messages From the President:** Page 15682

**Messages From the House:** Page 15682

**Communications:** Page 15682

**Statements on Introduced Bills:** Page 15685

**Amendments Submitted for Printing:** Page 15710

**Notices of Hearings:** Page 15713

**Committee Authority to Meet:** Page 15714

**Additional Statements:** Page 15714

**Nominations:** Page 15755

**Confirmations:** Page 15764

**Record Votes:** Two record votes were taken today. (Total—208)

Pages 15642, 15657

**Adjournment:** Senate convened at 9 a.m., and, in accordance with H. Con. Res. 367, adjourned at 6:18 p.m., until 12 noon, on Monday, July 12, 1982.

## *Committee Meetings*

### SOVIET STRATEGY BRIEFING

*Committee on Armed Services:* Committee met in closed session to receive a briefing on recent Soviet strategic exercises from officials of the intelligence community, but made no announcements, and recessed subject to call.

### FORMER MILITARY SPOUSES

*Committee on Armed Services:* Subcommittee on Manpower and Personnel approved for full committee consideration S. 1814, providing for the rights of former spouses to military retirement pay and health care protection.

### PRODUCT LIABILITY

*Committee on Commerce, Science, and Transportation:* Subcommittee on the Consumer concluded hearings on S. 2631, creating a uniform Federal product liability law establishing manufacturers' responsibilities and consumers' rights in this field, after receiving testimony from Robert H. Malott, FMC Corporation, Chicago, Illinois, representing the Business Roundtable; Sheila Birnbaum, Skadden, Arps, Slate, Meagher & Flom, New York City; Marshall S. Shapo, Northwestern University School of Law, Chicago, Illinois; John P. Eppel, Ford Motor Company, Dearborn, Michigan; David G. Owen, University of South Carolina, Columbia; William W. Scott, V & O Press Company, Inc., Hudson, New York; James H. Mack, National Machine Tool Builders Association, McLean, Virginia; and Charles I. Derr, Machinery and Allied Products Institute, Barbara K. Pequet, National Consumers League, and Marianna S. Smith, American University Law School, all of Washington, D.C.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee continued consideration of proposed amendments to the Clean Air Act (Public Law 95–95), but did not complete action thereon, and will meet again on Tuesday, July 13.

### TAX AND SPENDING RECONCILIATION

*Committee on Finance:* Committee met in evening session on proposed legislation to meet reconciliation expenditures as imposed by Senate Concurrent Resolution 92, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1983, 1984, and 1985, and revising the Congressional budget for fiscal year ending September 30, 1982.

### RADIO BROADCASTING TO CUBA

*Committee on Foreign Relations:* Committee held hearings on S. 1853, authorizing funds for fiscal years 1982 and 1983 for Radio Broadcasting to Cuba, Incorporated, receiving testimony from Senator Grassley; Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; Fred C. Ikle, Under Secretary of Defense for Policy; Kalmann Schaefer, Assistant to the Chairman for International Communications, Federal Communications Commission; and F. Clifton White, Chairman, and Richard B. Stone, Member, Executive Committee, both of the Presidential Commission on Broadcasting to Cuba.

Hearings were recessed subject to call.

### VOCATIONAL AND ADULT EDUCATION

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and Humanities held hearings on S. 2325, authorizing funds for Federal vocational and adult education programs, and to provide for State and local occupational assistance programs, receiving testimony from Terrel H. Bell, Secretary of Education, and Robert Worthington, Assistant Secretary of Education for Vocational and Adult Education; Gene Bottoms, American Vocational Association, Arlington, Virginia; Clarence Burdette, West Virginia Bureau of Vocational, Technical and Adult Education, Charleston; Hope Roberts, Nevada State Advisory Council on Vocational Education, Reno; Janet Wells, Coalition on Women and Girls in Education, Washington, D.C.; Sandra Robinson, Vermont Division of Adult Education, Montpelier; and Fred Weintraub, Council for Exceptional Children, Reston, Virginia.

Hearings were recessed subject to call.

### BUSINESS MEETING

*Committee on Rules and Administration:* Committee approved for reporting the following business items:

The nominations of Joan D. Aikens, of Pennsylvania, Lee Ann Elliott, of Illinois, and Danny Lee McDonald, of Oklahoma, each to be a Member of the Federal Election Commission;

Senate Resolution 412, authorizing the printing of the report entitled "Highway Bridge Replacement and Rehabilitation Program, Third Annual Report to Congress," as a Senate document; and

Senate Resolution 419, authorizing the reprinting of the committee print entitled "NATO: Can the Alliance Be Saved?"

## House of Representatives

### *Chamber Action*

**Bill Introduced:** 1 public bill, H.R. 6728 was introduced.

Page 15550

**Bill Reported:** One report was filed as follows: H.R. 6016, Bank Export Services Act, amended (H. Rept. 97–629).

Page 15550

**Resignations—Appointments:** Notwithstanding any adjournment of the House until Monday, July 12, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 15549

**Adjournment:** Met at 10 a.m. and, pursuant to the provisions of H. Con. Res. 367, adjourned at 10:06 a.m.

### *Committee Meetings*

No committee meetings were held.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House.
The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through June 30, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 79 | 78 | |
| Time in session | 519 hrs., 51' | 299 hrs., 34' | |
| Congressional Record: | | | |
| Pages of proceedings | 7,764 | 3,980 | |
| Extensions of Remarks | | | 3,151 |
| Public bills enacted into law | 34 | 31 | 65 |
| Private bills enacted into law | 2 | 9 | 11 |
| Bills in conference | 4 | 4 | |
| Bills through conference | 1 | 2 | |
| Measures passed, total | 284 | 212 | 496 |
| Senate bills | 93 | 25 | |
| House bills | 48 | 73 | |
| Senate joint resolutions | 34 | 17 | |
| House joint resolutions | 16 | 22 | |
| Senate concurrent resolutions | 16 | 10 | |
| House concurrent resolutions | 9 | 13 | |
| Simple resolutions | 68 | 52 | |
| Measures reported, total | *269 | *198 | 467 |
| Senate bills | 138 | 6 | |
| House bills | 28 | 138 | |
| Senate joint resolutions | 32 | | |
| House joint resolutions | 1 | 8 | |
| Senate concurrent resolutions | 12 | 1 | |
| House concurrent resolutions | 3 | 4 | |
| Simple resolutions | 51 | 41 | |
| Special reports | 2 | 7 | |
| Conference reports | 2 | 4 | |
| Measures pending on calendar | | 105 | |
| Measures introduced, total | 972 | 1,902 | 2,874 |
| Bills | 702 | 1,415 | |
| Joint resolutions | 73 | 151 | |
| Concurrent resolutions | 53 | 128 | |
| Simple resolutions | 144 | 208 | |
| Quorum calls | 37 | 9 | |
| Yea-and-nay votes | 206 | 109 | |
| Recorded votes | | 58 | |
| Bills vetoed | 1 | 3 | 4 |
| Vetoes overridden | | | |

*These figures include all measures reported, even if there was no accompanying report. A total of 485 reports have been filed in the Senate, a total of 209 reports have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through June 30, 1982

Army nominations, totaling 28,180, disposed of as follows:

| | |
|---|---|
| Confirmed | 28,179 |
| Withdrawn | 1 |

Navy nominations, totaling 16,445 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 16,445 |

Air Force nominations, totaling 6,197 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 6,197 |

Marine Corps nominations, totaling 1,649, disposed of as follows:

| | |
|---|---|
| Confirmed | 1,649 |

Civilian nominations, totaling 2,237 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 2,091 |
| Unconfirmed | 132 |
| Withdrawn | 9 |
| Superseded by 1982 renomination confirmations | 5 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session | 54,708 |
| Total confirmed | 54,561 |
| Total unconfirmed | 132 |
| Total withdrawn | 10 |
| Total superseded by 1982 renomination confirmations | 5 |

*Monday, July 12, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 15802–15900*

**Bills Introduced:** One resolution was introduced, as follows: S.J. Res. 212. Page 15894

**Bills Reported:** Reports were made as follows:

Reported July 6, 1982, during the adjournment of the Senate:

S. 1986, providing for the use and distribution of funds awarded in specific cases to the Blackfeet and Gros Ventre Indian Tribes and the Assiniboine Tribe of the Fort Belknap Indian Reservation, Montana, with amendments. (S. Rept. No. 492)

H.R. 6260, authorizing funds through fiscal year 1985 and supplemental funds for fiscal year ending September 30, 1982, for the Patent and Trademark Office, and establishing a schedule of patent fees.

S. 312, granting certain Soviet families, who are residing in the American Embassy in Moscow, visas to enter the United States as permanent residents, and providing protection while they await permission from Soviet authorities to leave.

Reported today:

S.J. Res. 212, calling on the United States to seek deep reductions in strategic offensive arms in the proposed START talks (with additional and minority views). (S. Rept. No. 97–493)

H.R. 4961, making miscellaneous changes in the tax laws, with amendments (with additional, minority and supplemental views). (S. Rept. No. 97–494)

Page 15894

**Balanced Budget-Tax Limitation Constitutional Amendment:** Senate began consideration of S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decisionmaking procedures, agreeing to a committee amendment thereto.

Senate will continue consideration of the joint resolution of Tuesday, July 13.

Page 15809

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the Twenty-Fifth Annual Report on the Trade Agreements Program 1980/81. Referred to the Committee on Finance. (PM–150)

(2) Transmitting the Fifteenth Annual Report of the United States-Japan Cooperative Medical Science Program for Calendar Year 1981. Referred to the Committee on Labor and Human Resources. (PM–151)

Page 15892

**Nominations:** Senate received the following nominations:

Received July 6, during the adjournment:

Edwin J. Feulner, Jr., of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

3 Air Force nominations in the rank of General.

Routine list of Foreign Service nominations.

Received today:

Nicholas Platt, of the District of Columbia, to be Ambassador to the Republic of Zambia.

Mary Ann Cohen, of California, Lapsey W. Hamblen, Jr., of Virginia, and James H. Stamper, of Missouri, each to be a Judge of the U.S. Tax Court.

Philip Abrams, of Massachusetts, to be an Assistant Secretary of Housing and Urban Development.

Harry M. Singleton, of the District of Columbia, to be Assistant Secretary for Civil Rights, Department of Education.

Henry F. Cooper, Jr., of Virginia, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency.

Charles H. Dallara, of Virginia, to be U.S. Alternate Executive Director of the International Monetary Fund.

Justine Dart, of California, to be a Member of the Board of Directors of the Communications Satellite Corporation.

Tom H. Carothers, of Texas, and Leonard R. Fouts, of Indiana, each to be a Member of the Federal Farm Credit Board, Farm Credit Administration.

1 Air Force nomination in the rank of General.

Routine list of Army nominations.

Page 15900

**Messages From the President:** Page 15892

**Messages From the House:** Page 15893

**Communications:** Page 15893

**Committee Authority to Meet:** Page 15894

**Additional Statements:** Page 15894

**Nominations:** Page 15899

**Recess:** Senate convened at 12 Noon, and recessed at 6:14 p.m., until 10 a.m., on Tuesday, July 13, 1982. (For Senate's schedule, see remarks of Senator Baker in today's Record on page 15802.)

## *Committee Meetings*

### LEBANON

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the possible use of U.S. forces in Lebanon from Walter J. Stoes sel, Jr., Acting Secretary of State, but made no announcements.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 4 public bills, H.R. 6729–6732; and 1 private bill, H.R. 6733 were introduced.

Page 15801

**New Member Sworn:** Representative-elect Jean S. Ashbrook of Ohio presented herself in the Well of the House and was administered the oath of office by the Speaker.

Page 15772

**Presidential Messages:** Received and read the following messages from the President:

*Synthetic fuels:* Message transmitting the first annual report on the activities of the Department of Energy, with the Department of Defense, to implement the *development of synthetic fuels* under the Defense Production Act of 1950, as amended—referred to the Committees on Banking, Finance and Urban Affairs, and Energy and Commerce; and

*Scientific and engineering research:* Message transmitting the annual report of the National Science Foundation for fiscal year 1981—referred to the Committee on Science and Technology.

Page 15773

**Presidential Veto Message:** Received and read a message from the President wherein he announced his veto of H.R. 6198, to amend the manufacturing clause of the copyright law—ordered printed (H. Doc. 97–208).

Agreed to a motion providing that further consideration of the veto message be postponed to Tuesday, July 13.

Page 15772

**Late Report:** Committee on Armed Services received permission to have until midnight, July 19, to file a report on H. Res. 512, directing the Secretary of Defense to furnish certain information to the House of Representatives relating to procurement of C–5B Aircraft.

Page 15773

**Suspensions:** House voted to suspend the rule and pass the following:

*NACOA authorization:* H.R. 6197, amended, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal years 1983 and 1984;

Page 15775

*U.S. Capitol Grounds:* H.R. 6417, amended, to amend Public Law 96-432 relating to the United States Capitol Grounds;

Page 15776

*School lunch program:* H. Con. Res. 216, amended, to express the sense of the Congress concerning regulations pertaining to meal pattern requirements and nutritional requirements for meals served in programs under the National School Lunch Act. Agreed to amend the title; and

Page 15777

*Federal employee flextime:* S. 2240, to amend title 5, United States Code, to provide permanent authorization for Federal agencies to use flexible and compressed employee work schedules—clearing the measure for the President. H.R. 5366, a similar House bill was laid on the table.

Page 15786

**El Salvador Murders:** House completed all debate on the motion to suspend the rules and pass H.J. Res. 494, amended, with regard to Presidential certifications on conditions in El Salvador, on which the vote was postponed until Tuesday, July 13.

Page 15780

**Presidential Messages:** Received and read the following messages from the President:

*U.S.-Japan cooperative medical science program:* Message transmitting the Fifteenth Annual Report of the U.S.-Japan Cooperative Medical Science Program for Calendar Year 1981—referred to the Committee on Energy and Commerce; and

*Trade agreements:* Message transmitting the Twenty-Fifth Annual Report on the Trade Agreements Program 1980/81—referred to the Committee on Ways and Means.

Page 15795

**Referrals:** Eight Senate-passed measures were referred to the appropriate House committees.

Page 15798

**Adjournment:** Met at noon and adjourned at 1:41 p.m.

## *Committee Meetings*

### MISCELLANEOUS TAX BILLS

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures approved for full Committee action the following bills as amended: H.R. 6725, Corporate Takeover Tax Act of 1982; H.R. 5573, Technology Education Act of 1982; H.R. 5470, Periodic Payment Settlement Act of 1982; H.R. 2597, to amend the Internal Revenue Code of 1954 with respect to the exemption from tax on veterans organizations; H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions; H.R. 4577, to amend Public Law 97-34; H.R. 4948, to amend the Internal Revenue Code of 1954 to provide for the application of cash or deferred-arrangement rules to money purchase plans; H.R. 3581, to amend the Internal Revenue Code of 1954 to exclude certain foreign commodity income from treatment as foreign personal holding company income; and with further amendments H.R. 6055, to revise subchapter S to the Internal Revenue Code of 1954 (relating to small business corporations).

Prior to this action, the Subcommittee held a hearing on pending miscellaneous tax bills. Testimony was heard from Delegate de Lugo; John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury; Juan Luis, Governor, Puerto Rico and public witnesses.

### MOST FAVORED NATION STATUS

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on extension of Most Favored Nation (MFN) trading status to Romania, Hungary, and China. Testimony was heard from departmental and public witnesses.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, July 13, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 15919–16012*

**Bills Introduced:** Four bills and two resolutions were introduced, as follows: S. 2725–2728, and S. Res. 423–424. Page 15987

**Bills Reported:** Reports were made as follows:

Special Report on Commodity Investment Fraud (with additional views). (S. Rept. No. 97–495) Page 15986

**Measures Passed:**

*Congratulating the Italian Soccer Team:* Senate agreed to S. Res. 423, honoring and congratulating the Italian National Soccer Team on its victory in winning the World Cup Championship. Page 15930

*Authorizing Testimony and Representation by Senate Legal Counsel:* Senate agreed to S. Res., 424, authorizing testimony by Roy C. Meyers and Herman Schwartz, and representation by the Senate Legal Counsel in the cases of *William P. Tavoulareas, et al. v. The Washington Post Co., et al.* and *William P. Tavoulareas, et al. v. Philip Piro*, Civil Action Nos. 80–3032 and 80–2387, before the U.S. District Court for the District of Columbia. Page 15930

*National Navaho Code Talkers Day:* Committee on the Judiciary was discharged from the further consideration of H.J. Res. 444, authorizing and requesting the President to designate August 14, 1982, as "National Navaho Code Talkers Day," and the measure was then passed. Page 15931

*Management Week in America:* Senate passed H.J. Res. 225, designating the week beginning June 5, 1983 and ending June 11, 1983, as "Management Week in America." Page 15980

*Securities and Commodities—Bankruptcy Law Changes:* Senate passed H.R. 4935, amending title 11, United States Code, to correct technical errors, and to clarify and make substantive changes, with respect to securities and commodities. Page 15980

*Printing Authorization:* Senate agreed to S. Res. 412, authorizing the printing of the report entitled "Highway Bridge Replacement and Rehabilitation Program, Third Annual Report to Congress" as a Senate document. Page 15982

*Reprinting of Committee Print:* Senate agreed to S. Res. 419, authorizing the reprinting of the committee print entitled "NATO: Can the Alliance Be Saved?" Page 15982

*Private Relief Bill:* Senate passed S. 512, granting certain Soviet families, who are residing in the American Embassy in Moscow, visas to enter the United States as permanent residents, and providing protection while they await permission from Soviet authorities to leave. Page 15982

**Manufacturing Clause of Copyright Law:** By 84 yeas to 9 nays, two-thirds of the Senators present and voting having voted in the affirmative, H.R. 6198, extending the Manufacturing Clause of the Copyright Law of 1976 until July 1986, upon reconsideration, was passed, the objections of the President of the United States to the contrary notwithstanding. Page 15986

**Balanced Budget-Tax Limitation Constitutional Amendment:** Senate continued consideration of S.J. Res. 58, proposed constitutional amendment revising Federal fiscal decisionmaking procedures, and an amendment proposed thereto, as follows:

Mathias-Baucus unprinted amendment No. 1076 (printed Amendment No. 1931), to provide a statutory basis for a balanced budget.

**Pages 15932–15952**

**Stearns Nomination—Agreement:** A unanimous consent agreement was reached providing for the consideration of the nomination of James G. Stearns, of Nevada, to be a Director of the Securities Investor Protection Corporation, on Wednesday, July 14, at 3 p.m., with 1 hour for debate thereon.

**Page 15930**

**Presidential Message:** Senate received a message from the President transmitting the third biennial National Urban Policy Report, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–152)

**Page 15986**

**Confirmations:** Senate confirmed the following nominations:

Lilli K. Dollinger, of Texas, Mary Jo Arndt, of Illinois, Marge Bodwell, of New Mexico, Marcilyn D. Leier, of Minnesota, Virginia G. Tinsley of Arizona, Judith D. Moss, of Ohio, Marie S. Muhler, of New Jersey, Eleanor K. Rooks, of Tennessee, Maria P. Shuhi, of Florida, Helen J. Valerio, of Massachusetts, Betty Ann G. Cordoba, of California, Irene R. Robinson, of the District of Columbia, Gilda B. Gjurich, of California, Judy F. Rolfe, of Montana, and Eunice S. Thomas, of Georgia, each to be a Member of the National Advisory Council on Women's Educational Programs.

Jaime Pieras, Jr., to be U.S. District Judge for the District of Puerto Rico.

**Page 16012**

| | |
|---|---|
| **Messages From the President:** | **Page 15985** |
| **Messages From the House:** | **Page 15986** |
| **Measures Referred:** | **Page 15986** |
| **Statements on Introduced Bills:** | **Page 15987** |
| **Amendments Submitted for Printing:** | **Page 16001** |
| **Notices of Hearings:** | **Page 16001** |
| **Committee Authority To Meet:** | **Page 16001** |
| **Additional Statements:** | **Page 16001** |
| **Confirmations:** | **Page 16012** |

**Record Vote:** One record vote was taken today. (Total—209)

**Page 15953**

**Recess:** Senate convened at 10 a.m., and recessed at 9:35 p.m., until 9:30 a.m., on Wednesday, July 14, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 16012.)

# *Committee Meetings*

## NOMINATION

*Committee on Foreign Relations:* Committee began hearings on the nomination of George P. Shultz, of California, to be Secretary of State, where the nominee, who was introduced by Senators Hayakawa and Cranston, testified and answered questions in his own behalf.

Hearings continue on tomorrow.

## VETERANS' PROGRAMS

*Committee on Veterans' Affairs:* Committee concluded hearings on S. 1956, S. 2048, S. 2378, S. 2381, S. 2382, S. 2388, S. 2460, S. 2461, and S. 2709, bills increasing the rates of disability compensation for disabled veterans, increasing the rates of dependency and indemnity compensation for surviving spouses and children of veterans, discontinuing duplicative payments to certain veterans, increasing the level of disability required for the payment of dependent's allowances, and providing for cost-saving improvements in veterans' programs, after receiving testimony from Dorothy Starbuck, Chief Benefits Director, William J. Jacoby, Deputy Chief Medical Director, Max Woodall, Director, Compensation and Pension Service, Robert O'Toole, Director, Loan Guaranty Service, Robert Carey, Director, Insurance Service, and John H. Thompson, Deputy Assistant General Counsel, all of the Veterans' Administration, and John F. Sommer, Jr., and Paul S. Egan, both on behalf of the American Legion, John F. Heilman, on behalf of the Disabled American Veterans, James Magill, on behalf of the Veterans of Foreign Wars of the United States, R. Dennis Smurr, on behalf of the Paralyzed Veterans of America, Ellsworth L. Sharpe, on behalf of the Blinded Veterans Association, Max J. Beilke, representing the National Association for Uniformed Services, and Barry McAlpine and Bruce E. Nordstrom, both of the International Chiropractors Association, all of Washington, D.C.

Committee will consider S. 2378 on Thursday, August 12.

## ARIZONA INDIAN LANDS

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 1795, providing for the transfer of certain lands in Arizona between the Hopi and Navajo Indian Tribes, after receiving testimony from Holly Atkinson, Sandy Masetto, and Steve Goodrich, all of the Navajo and Hopi Relocation Commission, Flagstaff, Arizona, Ivan Sidney, John Kennedy, Clifton L. Ami, and Larry Hamana, all on behalf of the Hopi Tribe, Oraibi, Arizona, Peter MacDonald, George P. Vlasis, and Percy Deal, all on behalf of the Navajo Nation, Window Rock, Arizona, Annie Holmes, Tuba City, Arizona, Louise

Benally, Sally Tsosie, and Roberta Blackgoat, all of Big Mountain, Arizona; John M. Olson, on behalf of the Arizona Cattlemen Growers Association, Phoenix; Mayor Georgia Metzker, Michael O'Haco, and Marlin Maxwell, all of Winslow, Arizona; and Doy Reidhead, Holbrook, Arizona.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 20 public bills, H.R. 6734–6753, and 11 resolutions, H.J. Res. 532, H. Con. Res. 371–375, and H. Res. 518–522 were introduced.

Page 16050

**Reports Filed:** Reports were filed as follows:

H. Res. 519, providing for the consideration of H.R. 6214, to authorize certain construction at military installations for fiscal year 1983 (H. Rept. 97–630); and

H. Res. 520, providing for the consideration of H.R. 5617, to authorize appropriations for the Coast Guard for fiscal years 1983 and 1984 (H. Rept. 97–631).

Page 16050

**Journal:** By a yea-and-nay vote of 363 yeas to 25 nays, with 1 voting "present", Roll No. 177, the House approved the Journal of Monday, July 12.

Page 16013

**Committee to Sit:** Objection was heard to a unanimous consent request that the Committee on Energy and Commerce be permitted to sit during proceedings of the House under the 5-minute rule for the remainder of this week.

Page 16014

**Copyright Manufacturing Clause Extension:** By a yea-and-nay vote of 324 yeas to 86 nays, with 2 voting "present", Roll No. 178, the House voted to override the President's veto of H.R. 6198, to amend the manufacturing clause of the copyright law (two-thirds of those present voting in the affirmative).

Page 16018

**Late Report:** Committee on Energy and Commerce received permission to have until midnight tonight to file a report on H.R. 5427, Radio Broadcasting to Cuba Act.

Page 16025

**Committee to Sit:** Committee on Energy and Commerce received permission to sit today during proceedings of the House under the 5-minute rule.

Page 16026

**Urgent Supplemental Appropriations:** By a yea-and-nay vote of 242 yeas to 169 nays, Roll No. 179, the House sustained the President's veto of H.R. 6682, making urgent supplemental appropriations for the fiscal year ending September 30, 1982 (two-thirds of those present not having voted in favor). Subsequently, the bill and the Presidential veto message were referred to the Committee on Appropriations.

Page 16026

**House Investigation:** By a yea-and-nay vote of 407 yeas to 1 nay, Roll No. 180, the House voted to suspend the rules and agree to H. Res. 518, authorizing an investigation by the Committee on Standards of Official Conduct.

Page 16034

**El Salvador Murders:** By a yea-and-nay vote of [illegible] yeas to 1 nay, Roll No. 181, the House voted to suspend the rules and pass H.J. Res. 494, amended, with regard to Presidential certifications on conditions in El Salvador. This resolution was debated on Monday, July 12.

Page 16041

**Urgent Supplemental Appropriations:** House disagreed to the Senate amendment to H.R. 6685, making urgent supplemental appropriations for the fiscal year ending September 30, 1982, and asked a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Benjamin, Fazio, Conte, McDade, Edwards of Alabama, Myers, Coughlin, Regula, and Green.

Page 16042

**Presidential Message—Urban Policy:** Received and read a message from the President wherein he transmits the third biennial National Urban Policy Report—referred to the Committee on Banking, Finance, and Urban Affairs.

Page 16043

**Adjournment:** Met at noon and adjourned at [illegible] p.m.

## *Committee Meetings*

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS-Education held a hearing on fiscal year 1982 Department of Labor Supplemental. Testimony was heard from Patrick O'Keefe, representing the Department of Labor.

### ENTERPRISE ZONES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization continued hearings on Enterprise Zones. Testimony was heard from Representative Kemp and public witnesses.

Hearings continue tomorrow.

## BANK SECRECY ACT OVERSIGHT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on General Oversight and Renegotiation held an oversight hearing on the Bank Secrecy Act. Testimony was heard from Robert E. Powis, Deputy Assistant for Enforcement and Operations, Department of the Treasury; John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; John E. Ryan, Director, Division of Banking Supervision and Regulation, Federal Reserve System; Karen Wilson, Chief National Bank Examiner, Office of the Comptroller of the Currency, Department of the Treasury and Jesse G. Snyder, Assistant Director, Planning and Program Development Section, Division of Bank Supervision, FDIC.

## OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of Federal workers. Testimony was heard from John E. Carson, Director, Office of Finance and Management, USDA.

Hearings continue July 20.

## RADIO BROADCASTING TO CUBA ACT; TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Ordered reported as amended H.R. 5427, Radio Broadcasting to Cuba Act.

The Committee also continued markup of H.R. 5158, Telecommunications Act of 1982.

Will continue tomorrow.

## LEBANON AND U.S. POLICY

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on the situation in Lebanon and U.S. Policy. Testimony was heard from public witnesses.

## LOUISIANA WORLD EXPOSITION

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade approved for full Committee action as amended H.R. 6409, to provide for the participation of the United States in the 1984 Louisiana World Exposition to be held in New Orleans, La.

## ARMS CONTROL IMPLICATIONS OF CHEMICAL WEAPONS

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs held a hearing on Foreign Policy and Arms Control Implications of Chemical Weapons. Testimony was heard from Representative Leach; R. Adm. Jonathan T. Howe, USN, Director, Bureau of Politico-Military Affairs, Department of State; Robert P. Mikulak, Physical Science Officer, Arms Control and Disarmament Agency and public witnesses.

## MINERAL LEASING ACT AMENDMENTS

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held a hearing on H.R. 5260, to amend the Mineral Leasing Act of 1920 to provide for the disposition of certain revenues. Testimony was heard from Sandra L. Blackstone, Deputy Director, Energy and Mineral Resources, Bureau of Land Management, Department of the Interior and public witnesses.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from Representatives Pickle, Dickinson, Alexander, Edgar, Hollenbeck, Lujan, Ottinger, Kindness, Emerson, and Wyden.

Hearings continue tomorrow.

## DEPARTMENT OF DEFENSE AUTHORIZATION

*Committee on Rules:* Heard testimony from Chairman Price and Representatives Bennett, Aspin, Dellums, Dickinson, Horton, Solomon, Schroeder, Nichols, Stratton, Brooks, McCurdy, and Hertel, but took no action on H.R. 6030, Department of Defense Authorization Act.

## MILITARY CONSTRUCTION AUTHORIZATION ACT

*Committee on Rules:* Granted an open rule providing two hours of debate on H.R. 6214, Military Construction Authorization Act, 1983.

## COAST GUARD AUTHORIZATION ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5617, Coast Guard Authorization Act of 1982. Testimony was heard from Chairman Jones of North Carolina and Representatives Studds and Young of Alaska.

## BUSINESS INCENTIVES FOR RENEWABLE ENERGY TECHNOLOGIES

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications held a hearing on business incentives in the development of renewable energy technologies. Testimony was heard from public witnesses.

## MEDICARE BUDGET REDUCTIONS

*Committee on Ways and Means:* Subcommittee on Health approved for full Committee action recommendations concerning medicare budget reductions.

### MOST FAVORED NATION STATUS

*Committee on Ways and Means:* Subcommittee on Trade concluded hearings on extension of Most Favored Nation (MFN) trading status to Romania, Hungary, and China. Testimony was heard from public witnesses.

### SOVIET ACTIVE MEASURES

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on Soviet Active Measures. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### URBAN POLICY

*Joint Economic Committee:* Committee began hearings on the Administration's National Urban Policy Report, receiving testimony from Samuel R. Pierce, Secretary of Housing and Urban Development; Mayor Charles Royer, Seattle, Washington, on behalf of the National League of Cities; Roy Bahl, Syracuse University, Syracuse, New York; Milton Kotler, Center for Responsive Governance, Washington, D.C.; and Robert C. Embry, Baltimore, Maryland.

Hearings continue on tomorrow.

### ENERGY EMERGENCY PREPAREDNESS

*Conferees:* met to resolve the differences between the Senate- and House-passed versions of S. 2332, extending the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, July 14, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 16158–16300*

**Bills Introduced:** Four bills and three resolutions were introduced, as follows: S. 2729–2732, S.J. Res. 213–214, and S. Res. 425. **Page 16235**

**Bills Reported:** Reports were made as follows:

S. 2059, revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to insure independent investigations of high ranking Federal officials and to remove inequities in the present law, with amendments. (S. Rept. No. 97–496)

S. Res. 418, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2133, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington.

**Page 16235**

**Measures Passed:**

*Military Personnel and Civilian Employees' Claims:* Senate passed with amendments S. 1759, increasing the maximum amount that the United States may pay in settlement of a claim under the Military Personnel and Civilian Employees' Claims Act.

**Page 16288**

*Tobacco Program Act of 1982:* By 77 yeas to 17 nays, Senate passed H.R. 6590, providing for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, and limiting increases in the support price for tobacco, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

**Pages 16181, 16267**

Adopted:

(1) Eagleton modified Amendment No. 1923, permitting new farmers to purchase Flue-cured tobacco allotments.

**Page 16209**

(2) Eagleton modified Amendment No. 1924, allowing new farmers to purchase Burley tobacco marketing quotas.

**Page 16209**

(3) Eagleton modified Amendment No. 1918, requiring purchasers of Burley tobacco marketing quotas to continue to have a financial interest in the production of Burley tobacco.

**Page 16210**

(4) Eagleton modified Amendment No. 1920, enabling the Congress to obtain certain data necessary to enable it to carry out its legislative functions.

**Page 16212**

(5) Exon unprinted amendment No. 1077, expressing the sense of the Congress that the President should immediately resume negotiations with the Government of the Soviet Union for the purpose of reaching an agreement to extend the duration of the existing long-term grain sales agreement and to require the purchase by the Government of the Soviet Union of a minimum amount of grain annually at a level not less than the level required in the existing long-term grain sales agreement.

**Page 16212**

(6) Eagleton Amendment No. 1919 (as amended below), restricting the sale of tobacco floor sweepings.

**Page 162[illegible]**

(7) Huddleston unprinted amendment No. 1078 (to Eagleton Amendment No. 1919), in the nature of a substitute.

Page 16218

(8) Zorinsky unprinted amendment No. 1079, expressing the sense of Congress that the Secretary of Agriculture should insure that the structure and operations of the agricultural stabilization and conservation county and community committees, as heretofore developed to enable such committees to meet the responsibilities assigned them under section 8(b) of the Soil Conservation and Domestic Allotment Act, and related statutes and regulations, be preserved and strengthened.

Page 16218

(9) Eagleton unprinted amendment No. 1080, striking the provisions for designating grades of tobacco as "excessively priced" and providing for their sale through a special auction.

Page 16219

(10) Huddleston unprinted amendment No. 1083, making the provisions of section 301 of the bill (relating to the use of no net cost tobacco accounts) applicable to kinds of tobacco other than Burley tobacco.

Page 16284

(11) Helms unprinted amendment No. 1084, making the mandatory sale provisions continuing.

Page 16284

(12) Helms unprinted amendment No. 1085, providing additional enforcement provisions to enhance tobacco program integrity.

Page 16284

(13) Helms unprinted amendment No. 1086, of a technical nature.

Page 16286

Rejected:

(1) Eagleton unprinted amendment No. 1081, to authorize the Secretary of Agriculture to adjust the price support for any grade of tobacco for any crop to such a level as may be necessary to achieve a no net cost program. (By 56 yeas to 40 nays, Senate tabled the amendment.)

Page 16219

(2) Eagleton Amendment No. 1922, to provide a different effective date. (By 49 yeas to 47 nays, Senate tabled the amendment.)

Page 16228

**Reclamation Reform Act of 1982:** Senate began consideration of S. 1867, increasing the acreage limitations of Federal reclamation laws, agreeing to a committee amendment in the nature of a substitute, and considering an amendment proposed thereto, as follows:

Page 16290

Lugar unprinted amendment No. 1087 (printed Amendment No. 1935), to require repayment of construction costs and interest for irrigation facilities.

Page 16296

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, July 15, which is under a time agreement.

**Urgent Supplemental Appropriations, 1982:** Senate insisted on its amendment to H.R. 6685, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, agreed to a request for a conference with the House thereon, and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Specter, Proxmire, Stennis, Inouye, Hollings, Eagleton, Chiles, Huddleston, Burdick, Leahy, DeConcini, and Bumpers.

Page 16181

**Authority for Committee To File:** The Committee on Rules and Administration was authorized until the close of business on Friday, July 23, 1982, to report a resolution containing such regulations and/or rules changes needed to implement television and/or radio coverage of the Senate.

Page 16289

**Confirmations:** By 70 yeas to 26 nays, Senate confirmed the nomination of James G. Stearns, of Nevada, to be a Director of the Securities Investor Protection Corporation.

Page 16260

Senate also confirmed the nomination of James W. Fuller, of California, to be a Director of the Securities Investor Protection Corporation.

Page 16289

**Communications:** Page 16234

**Statements on Introduced Bills:** Page 16235

**Amendments Submitted for Printing:** Page 16255

**Committee Authority To Meet:** Page 16255

**Additional Statements:** Page 16255

**Confirmations:** Page 16300

**Record Votes:** Four record votes were taken today. (Total—213.)

Pages 16227, 16267, 16273, 16288

**Recess.** Senate convened at 9:30 a.m., and recessed at 7:01 p.m., until 9:15 a.m., on Thursday, July 15, 1982.

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported the following business items:

S. 1814, providing for the rights of former spouses to military retirement pay and health care protection, with an amendment in the nature of a substitute; and

1,910 routine nominations in the Navy and Air Force.

## BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following measures:

S. 2450, revising certain programs of the Magnuson Fishery Conservation and Management Act, to improve the conservation and management of U.S. fisheries, with an amendment in the nature of a substitute;

S. 2355, providing adequate telephone service to persons with impaired hearing, with an amendment in the nature of a substitute;

H.R. 6273, authorizing $51.4 million for fiscal year 1983, $55 million for fiscal year 1984, and $58.7 million for fiscal year 1985 for programs of the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act; and

An original resolution S. Res. 433 waiving section 402(a) of the Congressional Budget Act with respect to consideration of H.R. 6273, listed above.

Also, committee agreed on proposed reconciliation expenditures as imposed by S. Con. Res. 92, the First Concurrent Resolution of the Congressional Budget, for those programs which fall within the jurisdiction of the committee.

## NOMINATION

*Committee on Foreign Relations:* Committee ordered favorably reported the nomination of George P. Shultz, of California, to be Secretary of State.

Prior to this action, the committee concluded hearings on the nomination of Mr. Shultz, after the nominee testified and answered further questions in his own behalf.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Patrick E. Higginbotham, of Texas, and E. Grady Jolly, of Mississippi, each to be a U.S. Circuit Judge for the Fifth Circuit Court of Appeals, and Richard A. Gadbois, Jr., to be U.S. District Judge for the Central District of California, after the nominees testified and answered questions in their own behalf. Mr. Higginbotham was introduced by Senator Tower, Mr. Jolly was introduced by Senators Stennis and Cochran, and Mr. Gadbois was introduced by Senator Hayakawa.

## INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Law concluded hearings on S. 818, S. 1558, S. 1106, and S. 2658, bills limiting the defense, establishing a Federal criminal verdict of "not guilty by reason of insanity," and establishing procedures for dealing with defendants receiving such a verdict, after receiving testimony from Gerald B. Tjoflat, U.S. Circuit Judge for the Eleventh Circuit Court of Appeals, on behalf of the Judiciary Conference of the United States; Paul D. Kamenar, Washington Legal Foundation, Washington, D.C.; Maxine Kleier, Florida Commission on Advocacy for the Developmentally Disabled, Tallahassee; Idaho Attorney General David H. LeRoy, Boise; Barbara Weiner, Illinois Institute of Technology, Rush Medical College/Rush St. Luke's Presbyterian Hospital, Chicago, Illinois; Stuart B. Silver, Maryland Assistant Director of the Mental Hygiene Administration for Forensic Services, Annapolis; Henry J. Steadman, New York State Department of Mental Hygiene, Albany; and James W. Ellis, University of New Mexico, Albuquerque, on behalf of the American Bar Association Task Force on Civil Commitment of Prosecuted Persons.

## ALCOHOL-DRUG ABUSE IN THE WORKPLACE

*Committee on Labor and Human Resources:* Subcommittee on Alcoholism and Drug Abuse and Subcommittee on Employment and Productivity concluded joint hearings to review employee assistance programs for alcohol and drug abuse problems in American industry and professions, after receiving testimony from William Mayer, Administrator, Alcohol, Drug Abuse and Mental Health Administration, Department of Health and Human Services; Michael R. Frost, Associate Director, Office of Personnel Management; Joseph Califano, Califano, Ross and Heineman, Washington, D.C., former Secretary of Health, Education, and Welfare; Peter B. Bensinger, Bensinger, Du Pont & Associates, Inc., Bethesda, Maryland, former Administrator, Drug Enforcement Administration, Department of Justice; Edward Small, Association of Labor-Management Administrators and Consultants on Alcoholism; and Madeleine Tramm, Amalgamated Clothing and Textile Workers Union, both of New York City; William Y. Rial, American Medical Association, Chicago, Illinois; Burford W. Culpepper, Du Pont Corporation, Wilmington, Delaware; Jerry Knesek, on behalf of General Motors Corporation, Diesel Allison Division, and Lloyd Liscomb, on behalf of the United Auto Workers Union, both of Indianapolis, Indiana; Robert Inskeep, Stroh Brewery, Detroit, Michigan; and Harry Renan, Adolph Coors Company, Golden, Colorado.

### INDIAN CLAIM SETTLEMENTS

*Select Committee on Indian Affairs:* Committee concluded hearings on the following Indian claim settlement bills:

S. 2294, providing for the settlement of certain land claims of the Chitimacha Indian Tribe of Louisiana, after receiving testimony from Representative Tauzin; William H. Coldiron, Solicitor, Department of the Interior; Fred Benton, Louisiana Special Assistant Attorney General, Baton Rouge; and Guy D'Antonio, John Hose, and Harry J. Stansbury, all of D'Antonio, Hose and Stansbury, New Orleans, Louisiana, and Dan Darden and Leroy Burgess, all on behalf of the Chitimacha Tribe of Lousiana, Charenton; and

S. 2719, providing for the settlement of certain land claims of the Mashantucket Pequot Indian Tribe of Connecticut, and to become a federally recognized tribe, after receiving testimony from Representative Gejdenson; William H. Coldiron, Solicitor, Department of the Interior; Richard A. Hayward and Tom Tureen, both on behalf of the Mashantucket Pequot Tribe, Ledyard, Connecticut; and Jackson T. King, Jr., Brown, Jacobson, Jewett and Laudone, Norwich, Connecticut.

### INTELLIGENCE MATTERS

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community, but made no announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 6754–6765; 1 private bill, H.R. 6766; and 5 resolutions, H.J. Res. 533–535, and H. Res. 523 and 524 were introduced.

Page 16155

**Report Filed:** One report was filed as follows: Conference report on H.R. 6685, making urgent supplemental appropriations for the fiscal year ending September 30, 1982 (H. Rept. 97–632).

Page 16106

**Franklin Delano Roosevelt Memorial:** By a recorded vote of 254 ayes to 151 noes, Roll No. 183, the House passed H.J. Res. 400, to authorize and direct the Secretary of the Interior, subject to the supervision and approval of the Franklin Delano Roosevelt Memorial Commission, to proceed with the construction of the Franklin Delano Roosevelt Memorial.

Rejected an amendment that sought to prohibit expenditure of authorized funds in violation of balanced budget provisions in law (rejected by a recorded vote of 158 ayes to 247 noes, Roll No. 182).

Subsequently, this passage was vacated and S.J. Res. 95, a similar Senate-passed resolution, was passed in lieu—clearing the measure for the President.

Page 16095

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 6685, making urgent supplemental appropriations for the fiscal year ending September 30, 1982.

Page 16106

**Election of Speaker Pro Tempore:** House agreed to H. Res. 523, electing Representative Wright as Speaker pro tempore during the absence of the Speaker.

Page 16106

**Adjournment:** Met at 10 a.m. and adjourned at 2:40 p.m.

## *Committee Meetings*

### COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on further Supplemental Requests for Department of Justice, fiscal year 1982. Testimony was heard from Kevin Rooney, Assistant Attorney General for Administration, Department of Justice.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Intelligence Programs. Testimony was heard from departmental witnesses.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Gen. Maxwell D. Taylor, USA (Ret.), former Chairman of the Joint Chiefs of Staff.

Hearings continue July 16.

### ATOMIC ENERGY ACT AMENDMENTS

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems approved for full Committee action as amended H.R. 3809, Atomic Energy Act Amendments of 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Herman E. Roser, Assistant Secretary for Defense Programs, Department of Energy.

## CREDIT CONTROL ACT EXTENSION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage held a hearing on H.R. 6124, to reduce interest rates, control inflation, insure the availability of credit for productive purposes, and promote economic recovery by extending the Credit Control Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## MONETARY POLICY

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on Alternative Targets for Monetary Policy. Testimony was heard from public witnesses.

## ENTERPRISE ZONES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization concluded hearings on Enterprise Zones. Testimony was heard from Representative Chisholm and public witnesses.

## TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 5158, Telecommunications Act of 1982.

Will continue tomorrow.

## U.S.-BRAZILIAN RELATIONS

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on U.S.-Brazilian Relations. Testimony was heard from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs and public witnesses.

## DEBT COLLECTION ACT

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 4614, Debt Collection Act of 1981, and related bills. Testimony was heard from Charles E. Lord, Vice Chairman and First Vice President, Export-Import Bank; Dale W. Sopper, Assistant Secretary for Management and Budget, Department of Health and Human Services and public witnesses.

Hearings continue tomorrow.

## DIVERSITY JURISDICTION REFORM ACT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action a clean bill to be introduced in lieu of H.R. 6691, Diversity Jurisdiction Reform Act of 1981.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Glickman and Jonathan Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from Representatives Fields, Brown of California, Patterson, Dannemeyer, Lewis, Lungren, Whitehurst, Daniel, Trible, Fazio, Matsui, Chappie, Hartnett, Corrada, Staton and Clinger and public witnesses.

Hearings continue tomorrow.

## UNISPACE

*Committee on Science and Technology:* Subcommittee on Space Science and Applications held a hearing on UNISPACE '82, the United Nations Conference on Exploration and Peaceful Uses of Outer Space. Testimony was heard from Jean Wilkowski, U.S. Ambassador and Coordinator for the U.N. Conference on Science and Technology; James Beggs, Administrator, NASA; Gerald Helmen, U.S. Ambassador and Coordinator for UNISPACE '82 and a public witness.

## COMMITTEE BUSINESS

*Committee on Standards of Official Conduct:* Met in executive session to consider pending business.

## COMPENSATION COST-OF-LIVING LEGISLATION

*Committee on Veterans' Affairs:* Subcommittee on Compensation, Pension and Insurance approved for full Committee action legislation to be introduced providing cost-of-living increases in compensation rates for service connected disabled veterans and in dependency and indemnity compensation for surviving spouses and children.

## HEALTH CARE NEEDS OF AGING VETERANS

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care held a hearing on VA's plans for meeting the health care needs of aging veterans and the Geriatric Research, Education and Clinical Centers. Testimony was heard from Dr. Donald Custis, Chief Medical Director, VA and representatives of the various service organizations.

## BUDGET RECONCILIATION

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation approved reconciliation recommendations for full Committee action pursuant to the First Concurrent Budget Resolution.

### SOVIET ACTIVE MEASURES

*Permanent Select Committee on Intelligence:* Met in executive session and concluded hearings on Soviet Active Measures. Testimony was heard from departmental witnesses.

## *Joint Meetings*

### URBAN POLICY

*Joint Economic Committee:* Committee continued hearings on the Administration's National Urban Policy report, focusing on life in urban America, receiving testimony from Mayor Coleman Young, Detroit, Michigan, on behalf of the U.S. Conference of Mayors; John Jacob, National Urban League, New York City; Gerald Jaynes, Yale University, New Haven, Connecticut; Isabelle Sawhill, The Urban Institute, Washington, D.C.; Phillip Clay, Joint Center for Urban Studies, and Deborah Jackson, ABT Associates, both of Cambridge, Massachusetts; Ronald Edmonds, Michigan State University, East Lansing; and George Sternlieb, Rutgers University, New Brunswick, New Jersey.

Hearings continue on tomorrow.

### APPROPRIATIONS—SUPPLEMENTAL

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6685, appropriating supplemental funds for fiscal year ending September 30, 1982 for the Federal government.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, July 15, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 16404–16565*

**Bills Introduced:** Eleven bills and three resolutions were introduced, as follows: S. 2733–2743, S.J. Res. 215, and S. Res. 426–427. Page 16523

**Bills Reported:** Reports were made as follows:

S. Res. 426, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 3467; referred to the Committee on the Budget.

S. Res. 427, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1889. Page 16524

**Reclamation Reform Act of 1982:** Senate continued consideration of S. 1867, increasing limitations of Federal reclamation laws, taking action on additional amendments proposed thereto, as follows:
Pages 16413, 16450, 16481

Adopted:

Cranston-Hayakawa unprinted amendment No. 1090, providing that the Bureau of Reclamation may release flood waters to downstream users without requiring payment for such waters.
Page 16506

Rejected:

(1) By 39 yeas to 58 nays, Lugar Amendment No. 1935, to require repayment of construction costs and interest for irrigation facilities.
Page 16413

(2) By 39 yeas to 58 nays, Bumpers unprinted amendment No. 1088, to establish competitive oil and gas leasing and modify leasing procedures for onshore Federal lands.
Page 16491

(3) Proxmire-Lugar unprinted amendment No. 1091, to require repayment of construction costs and interest for irrigation facilities. (By 56 yeas to 39 nays, Senate tabled the amendment.)
Page 16510

Pending:

Exon unprinted amendment No. 1092 (printed Amendment No. 1937), to reduce the ownership and leasing acreage allowances.
Page 16515

Senate will continue consideration of the bill and amendments proposed thereto on Friday, July 16.

**Urgent Supplemental Appropriations, 1982—Conference Report:** Senate agreed to the conference report on H.R. 6685, appropriating urgent supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

By 91 yeas to 6 nays, Senate concurred in the amendment of the House to the amendment of the Senate to the bill. Page 16444

**Confirmation:** By unanimous vote of 97 yeas, Senate confirmed the nomination of George P. Shultz, of California, to be Secretary of State.
Page 16451

**Nominations:** Senate received the following nominations:

Antonin Scalia, of Illinois, to be U.S. Circuit Judge for the District of Columbia Circuit.

J. Lawrence Irving, to be U.S. District Judge for the Southern District of California.

Frederick J. Scullin, Jr., to be U.S. Attorney for the Northern District of New York.
Page 16562

**Messages From the President:** Page 16521

**Messages From the House:** Page 16521

**Measures Referred:** Page 16521

**Statements on Introduced Bills:** Page 16524

Amendments Submitted for Printing: Page 16545

Notices of Hearings: Page 16546

Additional Statements: Page 16547

Nominations: Page 16563

Confirmations: Page 16563

Record Votes: Five record votes were taken today. (Total—218)

Pages 16450, 16451, 16481, 16506, 16514

Recess: Senate convened at 9:15 a.m., and recessed at 9:38 p.m., until 8:30 a.m., on Friday, July 16, 1982.

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Agriculture, Nutrition, and Forestry:* Committee resumed markup of S. 2352, S. 2392, S. 2480, and S. 2493, bills authorizing funds for the food stamp program; S. 2533, providing authority to the Secretary of Agriculture to set the milk price support level, providing authority to the Commodity Credit Corporation to donate surplus dairy products to needy persons in the United States and abroad, and establishing the Dairy Advisory Board; S. 2587, encouraging dairy farmers to reduce milk production thus reducing the Federal Government cost of the dairy program; S. 2665, modifying the milk price support program through fiscal year 1983; and on recommendations which it will make to the Budget Committee with regard to budget reconciliation expenditures as imposed by S. Con. Res. 92, revising the Congressional Budget for the Federal government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal government for fiscal year ending September 30, 1982, but did not complete action thereon, and will meet again tomorrow.

### EL SALVADOR

*Committee on Appropriations:* Subcommittee on Foreign Operations resumed hearings to discuss proposed U.S. assistance to El Salvador, receiving testimony from Senator Dodd; Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; and William M. LeoGrande, American University, Washington, D.C.

Hearings were recessed subject to call.

### FAIR INSURANCE PRACTICES

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on S. 2204, promoting interstate commerce by prohibiting discrimination in the writing and selling of insurance contracts, after receiving testimony from Senator Hatfield; Clarence Pendleton, Chairman, U.S. Commission on Civil Rights; Douglas Laycock, University of Texas Law School, Austin; Mary Gray, Women's Equity Action League; Gayle P. Melich, National Women's Political Caucus; Judy Schub, National Federation of Business and Professional Women's Clubs, Inc.; Ellen Wernick, Coalition of Labor Union Women; Althea Simmons, National Association for the Advancement of Colored People; James M. Hacking, American Association of Retired Persons; Bella Ross, National Council of Jewish Women; Mavis A. Walters, Harold C. Ingraham, Robert L. Knowles, and Robert A. Shapland, all of the American Academy of Actuaries; George Bernstein, American Insurance Association; Sally A. Kirkpatrick, Alliance of American Insurers; Robert Freeman, Consumers United Insurance Company; Jo Ann Sher, College Retirement Equities Fund; and John Snore, representing the Health Insurance Association of America, all of Washington, D.C.; Isabelle Katz Pinzler, American Civil Liberties Union Foundation, New York City; J. Robert Hunter, National Insurance Consumer Organization, Alexandria, Virginia; Sanford Squires, Commercial Union Insurance Company, Boston, Massachusetts; Barbara J. Lautzenheiser, Phoenix Mutual Life Insurance Company, Phoenix, Arizona, and Judy Norrell, Washington, D.C., both on behalf of the American Council of Life Insurance; Barbara Bergman, American Association of University Professors, University of Maryland, College Park; and Elizabeth Morrison, Herget, Baltimore, Maryland.

### TAX TREATMENT OF CORPORATE MERGERS AND ACQUISITIONS

*Committee on Finance:* Committee concluded hearings on the following measures:

S. 2687 and S. 2547, bills changing the tax treatment of partial liquidations and of certain distributions of appreciated property, after receiving testimony from Senator Metzenbaum; John S. Nolan, American Bar Association; Donald C. Alexander, on behalf of the Chamber of Commerce of the United States; Martin D. Ginsburg, Georgetown University Law Center; John H. Fitch, Jr., National Association of Wholesaler-Distributors; H. Stewart Dunn, Jr., Ivins, Phillips & Barker; Gilbert D. Bloom, Peat, Marwick, Mitchell & Co.; Earl Brown, Arthur Anderson & Co.; and Herbert J. Lerner, Ernst & Whinney, all of Washington, D.C.; Herbert L. Camp, on behalf of the New York State Bar Association, New York City; and Hart H. Spiegel, Newhall Land and Farming Company, Valencia, California; and

S. 2224, providing a tax credit for contributions to charitable organizations that provide job training for handicapped and economically disadvantaged individuals and displaced workers, after receiving testimony from Senator Specter; Leon Sullivan, Opportunities Industrialization Centers of America; John Lapidakis, Kurtz Training Center, Bethlehem, Penn sylvania, on behalf of the National Association of Rehabilitation Facilities and the Employment Task Force of the Consortium Concerned with Developmentally Disabled; Hendrik Koning, Philadelphia Electric Company, and John L. Thompson, Academy of Applied Electrical Sciences, both of Philadelphia, Pennsylvania; and David G. Johnson, Missouri Department of Consumer Affairs, Jefferson City.

Testimony was also received on all the aforementioned bills from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Robert H. Phinny, of California, to be Ambassador to the Kingdom of Swaziland, and Nicholas Platt, of the District of Columbia, to be Ambassador to the Republic of Zambia, after the nominees testified and answered questions in their own behalf.

### MIDDLE EAST

*Committee on Foreign Relations:* Committee resumed hearings on the current situation in the Middle East, receiving testimony from Richard V. Allen, The Heritage Foundation, Washington, D.C., former National Security Advisor; and George Ball, New York City, former Under Secretary of State.

Hearings were recessed subject to call.

### ASEAN/ANZUS MINISTERIAL MEETINGS

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs met in open and closed session to receive a briefing on recent ASEAN and ANZUS ministerial meetings from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs.

Subcommittee recessed subject to call.

### BUSINESS MEETING

*Committee on Labor and Human Resources:* Committee ordered favorably reported the following business items:

The nominations of Annie Laurie Slaughter, of Missouri, William L. Earl, of Florida, Harold R. DeMoss, Jr., of Texas, Clarence V. McKee, of the District of Columbia, Howard H. Dana, Jr., of Maine, William F. Harvey, of Indiana, William J. Olson, of Virginia, and Robert S. Stubbs II, of Georgia, each to be a Member of the Board of Directors of the Legal Services Corporation; and

An original resolution waiving section 402 (a) of the Congressional Budget Act with respect to consideration of S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict.

Also, committee began consideration of a proposed resolution concerning the inquiry into certain nomination proceedings, but did not complete action thereon, and will meet again on Wednesday, July 21.

### BUSINESS MEETING

*Committee on Veterans' Affairs:* Committee agreed on recommendations which it will make to the Budget Committee with regard to budget reconciliation expenditures as imposed by S. Con. Res. 92, revising the Congressional Budget for the Federal government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal government for fiscal year ending September 30, 1982.

### NURSING HOME REGULATIONS

*Special Committee on Aging:* Committee held hearings on proposed regulations governing survey and certification of health care facilities seeking approval for participation in Medicare and Medicaid programs, receiving testimony from Carolyne Davis, Administrator, Health Care Financing Administration, Department of Health and Human Services; John Affeldt, Joint Commission on Accreditation of Hospitals, Chicago, Illinois; Jack MacDonald, National Council of Health Centers, Larry Lane, American Association of Homes for the Aging, Gailan Nichols, American Health Care Association, and Freida Gorrecht, National Citizen's Coalition for Nursing Home Reform, all of Washington, D.C., Mildred Simmons, California Department of Health Services, Sacramento; Edward Kuriansky, New York Deputy Attorney General for Medicaid Fraud Control, Albany; and Norman Pawlevski, Iowa Commissioner of Health, Des Moines.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 15 public bills, H.R. 6767–6781; and 5 resolutions, H.J. Res. 536–539 and H. Res. 525, were introduced.

Page 16394

**Bills Reported:** Reports were filed as follows:

H. Res. 525, providing for the consideration of H.R. 6030, to authorize appropriations for fiscal year 1983 for the Armed Forces for procurement, for research, development, test, and evaluation, and for operation and maintenance, to prescribe personnel strengths for such fiscal year for the Armed Forces and for civilian employees of the Department of Defense, to authorize appropriations for such fiscal year for civil defense (H. Rept. 97–633);

H.R. 6276, to amend the District of Columbia Self-Government and Governmental Reorganization Act to allow the issuance of revenue bonds to finance college and university programs which provide student educational loans (H. Rept. 97–634);

H.R. 4568, to direct the Secretary of the Interior to release on behalf of the United States certain restrictions contained in a previous conveyance of land to the city of Albuquerque, N. Mex., amended (H. Rept. 97–635);

H.R. 6530, to establish the Mount St. Helens National Volcanic Area, amended (H. Rept. 97–636); and

H.R. 1799, The Export Trading Act of 1981, amended (H. Rept. 97–637).

Page 16395

**Journal:** By a yea-and-nay vote of 334 yeas to 27 nays, Roll No. 184, the House approved the Journal of Wednesday, July 14.

Page 16331

**Member Sworn:** Representative-elect Martinez of California presented himself in the Well of the House and the Speaker pro tempore administered the Oath of Office.

Page 16332

**Committees To Sit:** Subcommittee on Seapower and Strategic and Critical Materials of the Committee on Armed Services received permission to sit today during the proceedings of the House under the 5-minute rule; and Committee on Energy and Commerce received permission to sit today during the proceedings of the House under the 5-minute rule.

Page 16332

**Aviation Insurance:** House disagreed to the amendment of the Senate to H.R. 5930, to extend the aviation insurance program for five years; and requested a conference with the Senate. Appointed as conferees: Representatives Howard, Anderson, Mineta, Oberstar, Clausen, Snyder, and Hammerschmidt.

Page 16332

**Urgent Supplemental Appropriations:** By a yea-and-nay vote of 389 yeas to 13 nays, Roll No. 185, the House receded from its disagreement to the Senate amendment to H.R. 6685, Urgent Supplemental Appropriations Act, 1982, and concurred with an amendment—returning the measure to the Senate.

Earlier, it was made in order to consider today at any time the conference report and any amendment in disagreement.

Page 16336

**Coast Guard Authorization:** By a yea-and-nay vote of 348 yeas to 25 nays, Roll No. 187, the House passed H.R. 5617, to authorize appropriations for the Coast Guard for fiscal years 1983 and 1984.

Agreed to the committee amendment in the nature of a substitute.

Agreed to:

Six committee amendments of an authorizing, clarifying, or technical nature;

An amendment that deletes the provision which repeals the requirement that the Coast Guard submit a semi-annual report to Congress on expenditures incurred in the provision of security for the President and other Federal officials; and

An amendment that expresses the sense of Congress that the search and rescue functions of the Coast Guard be given high priority.

Rejected:

An amendment that sought to establish a temporary midcoast Maine helicopter deployment for purposes of search and rescue during the peak season of the summer months; and

An amendment that sought to prohibit the expenditure of funds in violation of balanced budget provisions in law.

Subsequently, this passage was vacated and S. 2252, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers, cross references, and punctuation in the engrossment of the House amendment to S. 2252.

H. Res. 520, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 394 yeas to 1 nay, Roll No. 186.

Page 16350

**Late Reports:** Committee on Foreign Affairs received permission to have until midnight tonight to file a report on H.R. 1799, Export Trading Company Act; and Committee on Agriculture received permission to have until midnight tonight to file a report on H.R. 6530, to establish the Mount St. Helens National Volcanic Area.

Page 16373

**Energy Policy and Conservation:** House passed and cleared for the President S. 2651, to extend the expiration date of section 252 of the Energy Policy and Conservation Act.

Page 16374

**Defense Authorization:** House agreed to H. Res. 525, providing for the consideration of H.R. 6030, to authorize appropriations for fiscal year 1983 for the Armed Forces for procurement, for research, development, test, and evaluation, and for operation and maintenance, to prescribe personnel strengths for such fiscal year for the Armed Forces and for civilian employees of the Department of Defense, to authorize appropriations for such fiscal year for civil defense.

Page 16374

**Tobacco Program:** House agreed to the Senate amendments to H.R. 6590, to provide for the operation of the tobacco price support and production adjustment program in such a manner as to result in no net cost to taxpayers, to limit increases in the support price for tobacco—clearing the measure for the President.

Page 16376

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of July 21.

Page 16379

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 16394

**Adjournment:** Met at 10 a.m. and adjourned at 2:28 p.m.

## *Committee Meetings*

### SEC JURISDICTION AND DEFINITION OF SECURITY

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development approved for full Committee action as amended H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security. Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives Wirth and Madigan and departmental witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Ammunition Program. Testimony was heard from Dr. Richard D. Webster, Deputy Assistant Secretary of Defense for Logistics and Material Management; Maj. Gen. Lawrence Skibbie, USA, Director of Combat Support Systems; Capt. Glenn Mays, USN, Director of Ammunition Manpower Division, Naval Sea Systems Command and Brig. Gen. William P. Bowden, USAF, Deputy Director, Logistics, Plans and Programs.

### MISCELLANEOUS MEASURES

*Committee on Armed Services:* Ordered reported as amended H.R. 3809, Atomic Energy Act Amendments of 1981.

The Committee adversely reported H. Res. 512, directing the Secretary of Defense to furnish certain information to the House of Representatives relating to procurement of the C–5B aircraft.

Prior to this action, the Committee held a hearing on this resolution. Testimony was heard from Representatives Dicks, Gephardt, Glickman and Pritchard and William H. Taft, IV, General Counsel, Department of Defense.

The Committee also discussed upcoming floor consideration of H.R. 6030, Department of Defense Authorization Act.

### TRANSFER OF USS CONE TO ANOTHER NATION

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials approved for full Committee action H.R. 6547, to prohibit the transfer of the Naval Reserve training vessel U.S.S. *Cone* to another nation.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Hartnett and from the following officials of the Department of the Navy: RAdm. Walter T. Piotti, Director, Surface Warfare Division, Office of the Chief of Naval Operations and Capt. Marion L. Gesling, Deputy Director, Security Assistance Division, Office of the Chief of Naval Operations.

### CREDIT CONTROL ACT EXTENSION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage continued hearings on H.R. 6124, to reduce interest rates, control inflation, insure the availability of credit for productive purposes, and promote economic recovery by extending the Credit Control Act. Testimony was heard from Dr. Manuel H. Johnson, Acting Assistant Secretary for Economic Policy, Department of the Treasury; Preston Martin, Vice Chairman, Board of Governors, Federal Reserve System and a public witness.

Hearings continue tomorrow.

### TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 5158, Telecommunications Act of 1982.

Will continue July 20.

### MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported the following measures: H.R. 6758, to authorize the sale of defense articles, defense services, and unclassified defense service publications to U.S. companies for incorporation into end items to be sold to friendly foreign countries; H.R. 6409, amended, to provide for the participation of the United States in the 1984 Louisiana World Exposition to be held in New Orleans, La.; H. Con. Res. 310, amended, espressing the sense of Congress that the President should consider and undertake certain efforts to help promote a settlement of the Cyprus conflict; H.R. 5900, amended, Caribbean Basin Economic Recovery Act and H.R. 6755, amended, to authorize assistance to promote economic revitalization in the Caribbean Basin region.

### RELIEF ASSISTANCE TO LEBANON

*Committee on Foreign Affairs:* Held a hearing on a report on Relief Assistance for Lebanon. Testimony was heard from M. Peter McPherson, Director, U.S. International Development Cooperation Agency.

### USE OF U.S. SUPPLIED WEAPONS IN LEBANON

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on the use of U.S. supplied weapons in Lebanon. Testimony was heard from the following officials of the Department of State: Wat T. Cluverius, IV, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs and James H. Michel, Deputy Legal Adviser.

### COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police met to consider pending business.

### INDIAN LEGISLATION

*Committee on Interior and Insular Affairs:* Held a hearing on the following bills: H.R. 5358, Chitimacha Claims Settlement Act and H.R. 6612, Mashantucket Pequot Indian Claims Settlement Act. Testimony was heard from William H. Coldiron, Solicitor, Department of the Interior and public witnesses.

### COAL BIDDING SYSTEM

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining held an oversight hearing on coal bidding system as established by the Department of the Interior. Testimony was heard from Senator Bumpers; David Russell, Deputy Director, Minerals Management Service, Department of the Interior and Audrey Buyrn, Manager, Materials Program, Office of Technology Assessment.

### DEBT COLLECTION ACT

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 4614, Debt Collection Act of 1981, and related bills. Testimony was heard from Richard Hastings, Director, Division of Certification and Program Review, Department of Education; Robert Ford, Deputy Assistant Attorney General, Civil Division, Department of Justice and public witnesses.

### NEIGHBORHOOD SCHOOL ACT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on the Neighborhood School Act section of S. 951, Department of Justice Appropriation Authorization Act, fiscal year 1982. Testimony was heard from the following former Attorney Generals of the United States: Benjamin B. Civiletti, Nicholas de B. Katzenbach and Elliot L. Richardson and a public witness.

Hearings continue July 22.

### ABANDONED HISTORIC SHIPWRECKS

*Committee on Merchant Marine and Fisheries:* Subcommittee on Oceanography held a hearing on H.R. 132, to provide that any abandoned historic shipwreck located, in part, on the Outer Continental Shelf or on lands beneath navigable waters within the boundaries of a State shall be the property of the United States (subject to transfer to that State after adoption of an adequate State plan). Testimony was heard from Representative Bennett; Jerry L. Rogers, Associate Director, Archeology and Historic Preservation, National Park Service, Department of the Interior; Theodore G. Kronmiller, Deputy Assistant Secretary, Oceans and Fisheries Office, Department of State and public witnesses.

### POSTAL SERVICE AMENDMENTS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Personnel and Modernization continued hearings on H.R. 3975, Postal Service Amendments of 1981 and S. 1407, Mail Order Consumer Protection Amendments of 1982. Testimony was heard from public witnesses.

Hearings continue July 20.

### WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from Representatives Hagedorn, Erdahl, Schroeder, English, Fenwick, Hughes, Craig and de la Garza.

Hearings continue tomorrow.

### DEPARTMENT OF DEFENSE AUTHORIZATION

*Committee on Rules:* Granted an open rule providing three hours of debate on H.R. 6030, Department of Defense Authorization Act.

### COMPUTER TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight concluded joint hearings on International Transfer of Computer Technology. Testimony was heard from Kalmann Schaefer, Special Assistant to the Chairman for International Affairs, FCC; Curt Farrar, Deputy Assistant Administrator for Research, AID; James D. Phillips, Director, Office of Communications and UNESCO, Department of State and public witnesses.

### VETERANS' LEGISLATION

*Committee on Veterans' Affairs:* Subcommittee on Education, Training and Employment approved for full Committee action legislation to be introduced as fo lows: a Veterans' Employment and Education bill and a bill to clarify veterans' reemployment rights for reservists and National Guardsmen.

### BUDGET RECONCILIATION

*Committee on Ways and Means:* Approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

## *Joint Meetings*

### URBAN POLICY

*Joint Economic Committee:* Committee continued hearings on the Administration's National Urban Policy report, focusing on reform of Government structures and intergovernmental relations, receiving testimony from John DeGrove, Florida Atlantic & Florida International Universities, Fort Lauderdale; Annmarie Walsh, Institute for Public Administration, New York City; Charles Warren, National Academy of Public Administration, Washington, D.C.; and Irving Hand, Pennsylvania State University, Middletown.

Hearings continue on Monday, July 19.

### AUTHORIZATIONS—NRC

*Conferees* met to resolve their differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, July 16, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 16587–16678*

**Bills Introduced:** Four bills and two resolutions were introduced, as follows: S. 2744–2747, S. Con. Res. 112, and S. Res. 428. **Page 16653**

**Measures Passed:**

*Military Personnel and Civilian Employee Claims:* Committee on the Judiciary was discharged from the further consideration of H.R. 4688, amending the Military Personnel and Civilian Employees' Claims Act of 1964, increasing from $15,000 to $25,000 the maximum amount the United States may pay in settlement of a claim under section 3 of the Act, and the measure was then passed.

**Page 16652**

*Reclamation Reform Act of 1982:* By 49 yeas to 13 nays, Senate passed H.R. 5539, increasing limitations of Federal reclamation laws, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 1867, after taking action on additional amendments proposed thereto, as follows. **Pages 16594, 16636**

Adopted:

(1) Levin unprinted amendment No. 1093, providing that, within one year of the date of enactment of the Act, the Secretary of Agriculture, with the cooperation of the Secretary of the Interior, shall transmit to the Congress a report on the production of surplus crops on acreage served by irrigation waters.

**Page 16602**

(2) Jackson unprinted amendment No. 1094, of a technical and clarifying nature.

**Page 16603**

(3) By 60 yeas to 5 nays, Wallop unprinted amendment No. 1097, requiring the use of an interest rate which would be computed at 50 percent of the difference between the 15-year Federal borrowing rate and the short-term five-year Federal fund rate; providing a single limitation of 1,280 acres on ownership and leasing; requiring the disposal of excess acreage in 5 years for contracts executed after date of enactment of the Act; requiring the Secretary to make an explicit determination to validate or not to validate a contract according to stated requirements; providing for modified congressional review utilizing concurrent resolution disapproval, rather than joint resolution disapproval; providing a reviewing court with the discretion to grant reformation of a contract as a remedy for private plaintiffs in cases with the Secretary of the Interior; and requiring the Secretary to utilize existing authorities to ensure the implementation of prudent and responsible water conservation programs in irrigation districts.

**Page 16635**

Rejected:

(1) By 22 yeas to 65 nays, Exon Amendment No. 1937, to reduce the ownership and leasing acreage allowances.

**Page 16594**

(2) By 29 yeas to 55 nays, Moynihan unprinted amendment No. 1095, to apply full cost pricing on certain Corps of Engineers projects with costs allocated to irrigation and conservation storage. (By 61 yeas to 24 nays, Senate tabled a motion to reconsider the previous vote.)

**Page 16604**

(3) By 7 yeas to 75 nays, Metzenbaum unprinted amendment No. 1096, to delete the requirement that water recipients live on or near the irrigated land.

**Page 16620**

During consideration of this measure today, Senate also took the following action:

(1) By 81 yeas to 4 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 16601

(2) By 82 yeas to 4 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 16603

(3) By 78 yeas to 5 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 16617

(4) By 74 yeas to 7 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 16618

Senate insisted on its amendment, requests a conference with the House thereon, and appointed as conferees Senators McClure, Hatfield, Domenici, Wallop, Warner, Jackson, Johnston, Ford, and Metzenbaum.

Page 16650

**Aviation Insurance Program:** Senate insisted on its amendment to H.R. 5930, amending the Federal Aviation Act of 1958, extending the authority of the Secretary of Transportation to provide certain aviation insurance and reinsurance, agreed to a request for a conference with the House thereon, and appointed as conferees Senators Packwood, Kassebaum, and Cannon.

Pages 16652

**Presidential Message:** Senate received a message from the President reporting two new proposals to rescind $63.6 million in budget authority previously provided, and one revision to an existing deferral increasing the amount deferred by $61.1 million, which was referred jointly to the Committees on the Budget, Appropriations, Labor and Human Resources, Energy and Natural Resources, and Commerce, Science, and Transportation. (PM-153)

Page 16652

**Confirmations:** Senate confirmed the following nominations:

Three Air Force nominations in the rank of General.

Routine list of Navy nominations.

Pages 16678

**Nominations:** Senate received the following nominations:

George R. Hoguet, of New York, to be U.S. Alternate Executive Director of the International Bank for Reconstruction and Development.

Oliver G. Richard, III, of Louisiana, to be a Member of the Federal Energy Regulatory Commission.

Charles W. Greenleaf, Jr., Virginia, to be an Assistant Administrator of the Agency for International Development.

Nancy A. Maloley, of the District of Columbia, to be a Member of the Council on Environmental Quality.

Ronald B. Frankum, of California, to be an Associate Director of the Office of Science and Technology Policy.

Page 16678

**Messages From the President:** Page 16652

**Messages From the House:** Page 16652

**Statements on Introduced Bills:** Page 16652

**Amendments Submitted for Printing:** Page 16659

**Notices of Hearings:** Page 16663

**Committee Authority To Meet:** Page 16663

**Additional Statements:** Page 16663

**Nominations:** Page 16678

**Confirmations:** Page 16678

**Quorum Calls:** Four quorum calls were taken today. (Total—41) Pages 16600, 16603, 16616, 16618

**Record Votes:** Ten record votes were taken today. (Total—228) Pages 16601, 16602, 16604, 16617, 16618, 16619, 16626, 16639, 16648

**Recess:** Senate convened at 8:30 a.m., and recessed at 7:44 p.m., until 11 a.m., on Monday, July 19, 1982.

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Agriculture, Nutrition, and Forestry:* Committee agreed on recommendations which it will make to the Budget Committee with regard to budget reconciliation expenditures as imposed by S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982. As agreed to by the committee, the recommendations incorporate revisions to the Food Stamp program, including provisions of S. 2352, S. 2392, S. 2480, and S. 2493, and revisions to the Agriculture and Food Act of 1981 (P.L. 97-98).

### CIA BRIEFING

*Committee on Armed Services:* Committee met in closed session to receive a briefing on the current conflict between Iran and Iraq from officials of the Central Intelligence Agency, but made no announcements, and recessed subject to call.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of Elizabeth F. Burkhart, of Texas, to be a Member of the National Credit Union Administration, after the nominee testified and answered questions in her own behalf.

### CLEAN WATER ACT

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution held oversight hearings on the implementation of Section 404, of the Clean Water Act, relating to the Army Corps of Engineers' permit regulations over water resources activities, receiving testimony from Robert K. Dawson, Deputy Assistant Secretary of the Army for Civil Works; John W. Hernandez, Jr., Deputy Administrator, and Paul Cahill, Director, Office of Federal Activities, both of the Environmental Protection Agency; G. Ray Arnett, Assistant Secretary of the Interior for Fish and Wildlife; and Carol E. Dinkens, Assistant Attorney General for Land and Natural Resources.

Hearings were recessed subject to call.

### TUITION TAX CREDITS

*Committee on Finance:* Committee concluded hearings on S. 2673, providing a Federal income tax credit for tuition to lower and middle income families, after receiving testimony from Senator Hollings; Donald T. Regan, Secretary of the Treasury; Terrel H. Bell, Secretary of Education; Ronald S. Godwin, The Moral Majority, Inc., David Landau, American Civil Liberties Union, Gregory A. Humphrey, American Federation of Teachers (AFL–CIO), Julia A. Holmes, League of Women Voters of the United States, Grace Baisinger, National Coalition for Public Education, Marilyn F. Lundy, Citizens for Educational Freedom, Donald Cameron, National Education Association, and Michell H. Edelstein, Americans for Democratic Action, all of Washington, D.C., Biship James P. Lyke, Cleveland, Ohio, on behalf of the U.S. Catholic Conference; Nathan Z. Dershowitz, Commission on Law and Social Action, on behalf of the American Jewish Congress, New York City; Philip J. Murren, Ball and Skelly, Harrisburg, Pennsylvania, on behalf of Committee for Private Education; Laurence Katz, University of Baltimore Law School, Baltimore, Maryland, on behalf of the Coalition of Parents and Educators for Tuition Tax Credits and the Council for American Private Education; Joseph T. O'Neill, O'Neill, Burke and O'Neill, St. Paul, Minnesota, representing the Minnesota Citizens for Educational Freedom; Henry J. Bromelkamp, Rochester, Minnesota, representing the Minnesota Coalition of Parents and Teachers for Tuition Tax Credits; Albert Menendez, Americans United for Separation of Church and State, Silver Spring, Maryland; Patricia Eubanks, New Brunswick, New Jersey; William Coats, University of Michigan, Ann Arbor; and Edward E. McAteer, Religious Roundtable, Arlington, Virginia.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Arthur H. Davis, Jr., of Colorado, to be Ambassador to Paraguay, Robert W. Duemling, of California, to be Ambassador to the Republic of Suriname, and George W. Landau, of Maryland, to be Ambassador to Venezuela, after the nominees testified and answered questions in their own behalf. Mr. Davis was introduced by Senator Armstrong.

# House of Representatives

## *Chamber Action*

The House was not in session today. The next meeting will be at 12 noon, Monday, July 19.

## *Committee Meetings*

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from Adm. Robert L. J. Long, USN, Commander in Chief, U.S. Forces, Pacific.

Hearings continue July 21.

### CREDIT CONTROL ACT EXTENSION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage concluded hearings on H.R. 6124, to reduce interest rates, control inflation, insure the availability of credit for productive purposes, and promote economic recovery by extending the Credit Control Act. Testimony was heard from public witnesses.

### MEDICAID AND MEDICARE

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on Medicaid and Medicare Part B changes required in the First Concurrent Budget Resolution for fiscal year 1983. Testimony was heard from public witnesses.

### SAFETY AND REGULATION OF MEDICAL DEVICES

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on Bedpans to Brainscans: Oversight of the Safety and Regulation of Medical Devices. Testimony was heard from Arthur Hall Hayes, Commissioner, Food and Drug Administration, Department of Health and Human Services and public witnesses.

## FEDERAL SUPERVISION OF PENN SQUARE BANK

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Adequacy of Federal Supervision of Penn Square Bank, Oklahoma City, Oklahoma. Testimony was heard from the following officials of the Department of the Treasury: C. T. Conover, Comptroller of the Currency and Paul M. Homan, Senior Deputy Comptroller of Bank Supervision; William M. Isaac, Chiarman, FDIC and Wendell Sebastian, Executive Director, National Credit Union Administration.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources projects of the U.S. Army Corps of Engineers and other matters relating to water resources development. Testimony was heard from Senator Thurmond and Representatives Huckaby and Livingston.

Hearings continue July 20.

## MANDATORY RETIREMENT

*Select Committee on Aging:* Held a hearing on Mandatory Retirement. Testimony was heard from Malcolm Lovell, Under Secretary of Labor and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆

*Monday, July 19, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 16802–16939*

**Bills Introduced:** One bill and two resolutions were introduced, as follows: S. 2748, S. Con. Res. 113, and S. Res. 429. Page 16920

**Bills Reported:** Reports were made as follows:

S. 1785, revising prohibitions against persons guilty of criminal offenses holding specified offices or position and clarifying the jurisdiction of the Department of Labor relating to the detection of and investigation of criminal violations relating to ERISA, with an amendment in the nature of a substitute. (S. Rept. No. 97–497)

S. 1182, improving the administration of the Longshoremen's and Harbor Workers' Compensation Act by removing certain inequities, reducing incentives for fraud and abuse, and assuring immediate compensation benefits and competent medical treatment for injured employees, with an amendment in the nature of a substitute. (S. Rept. No. 97–498)

S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict, with an amendment in the nature of a substitute. (S. Rept. No. 97–499)

S.J. Res. 208, relating to Presidential certifications on conditions in El Salvador. (S. Rept. No. 97–500) Page 16921

**Balanced Budget-Tax Limitation Constitutional Amendment:** Senate resumed consideration of S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decision-making procedures, with amendments proposed thereto, as follows: Pages 16808, 16812

(1) Mathias-Baucus Amendment No. 1931, to provide a statutory basis for a balanced budget. Page 16812

(2) Ford Amendment No. 1933, to require the President to submit a balanced budget for each fiscal year to the Congress. Page 16813

**Tax Equity and Fiscal Responsibility Act of 1982:** Senate began consideration of H.R. 4961, making miscellaneous changes in the tax laws, modifying certain committee amendments thereto.

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, July 20. Page 16833

**Extension of Time To Report:** Committee on Banking, Housing, and Urban Affairs was given until July 26, 1982, to report S. 2608, amending the Foreign Assistance Act of 1981 and the Arms Export Control Act to supplement existing authorizations for security and development assistance programs for fiscal year 1983. Page 16919

**Messages From the House:** Page 16920

**Statements on Introduced Bills:** Page 16921

**Amendments Submitted for Printing:** Page 16923

**Committee Authority To Meet:** Page 16926

**Additional Statements:** Page 16926

**Recess:** Senate convened at 11 a.m., and recessed at 6:30 p.m., until 10 a.m., on Tuesday, July 20, 1982. (For Senate's schedule, see remarks of Senator Baker in today's Record on page 16802.)

## *Committee Meetings*

## TAX LEGISLATION

*Committee on Finance:* Committee concluded hearings on the following tax related proposals:

S. 2197, establishing the provision for refund of taxes paid on the sale of fuel for use in a taxicab, after receiving testimony from Sigmund Zilber, Metro Taxi, Inc., North Miami, Florida, on behalf of the International Taxicab Association;

S. 2498, providing that certain indebtedness incurred by educational organizations in acquiring or improving real property shall not be treated as acquisition indebtedness for purposes of the tax on unrelated business taxable income, after receiving testimony from David K. Storrs, Yale University, New Haven, Connecticut; William J. Farrell, University of Iowa, Iowa City; and Matsuo Takabuki, Kamehameha School/Bishop Estate, Honolulu, Hawaii; and

S. 1298, extending certain tax provisions to Indian tribes on the same basis as such provisions apply to states, after receiving testimony from Roy Sampsel, Deputy Assistant Secretary of the Interior for Indian Affairs; Dennis Karnopp, Johnson, Marceau, Karnopp and Peterson, Bend, Oregon, and Delbert Frank, Nelson Wallulatum, and Zane Jackson, all on behalf of the Warm Springs Confederated Tribes, Warm Springs, Colorado; Rick West, on behalf of the National Congress of American Indians, Washington, D.C., Burton Hutchinson and Pat Goggles, both representing the Arapahoe Tribe, and Alfred Ward, Shoshone Tribe, all of the Wind River Reservation of the State of Wyoming; Judy Knight, Ute Mountain Tribe of Colorado; and Barry Snyder, Seneca Nation of Indians of New York.

Testimony was also received on all the aforementioned bills from William S. McKee, Tax Legislative Counsel, Department of the Treasury.

### INSANITY DEFENSE

*Committee on the Judiciary:* Committee held hearings on S. 818, S. 1558, S. 1106, S. 2658, S. 2669, S. 2672, S. 2678, and S. 2745, bills limiting the insanity defense, establishing a Federal criminal verdict of "not guilty only by reason of insanity," and establishing procedures for dealing with defendants obtaining such a verdict, receiving testimony from Senators Hatch, Quayle, and Symms; William French Smith, Attorney General, and Rudolph W. Giuliani, Associate Attorney General, both of the Department of Justice; and Randolph A. Read, San Diego, California.

Hearings continue on Wednesday, July 28.

### NOMINATIONS

*Committee on Labor and Human Resources:* Committee approved for reporting the nomination of Kay McMurray, of Idaho, to be Federal Mediation and Conciliation Director.

Also, Committee concluded hearings on the nomination of Gary L. Jones, of Virginia, to be Under Secretary of Education, after the nominee testified and answered questions in his own behalf.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 9 public bills, H.R. 6782–6790; 2 private bills, H.R. 6791 and 6792; and 2 resolutions, H.J. Res. 540, and H. Res. 525, were introduced.

Page 16799

**Bills Reported:** Reports were filed as follows:

H.R. 6542, to withdraw certain lands from mineral leasing, amended (H. Rept. 97–638);

H.R. 6409, to provide for the participation of the United States in the 1984 Louisiana World Exposition to be held in New Orleans, Louisiana, amended (H. Rept. 97–639);

H.J. Res. 521, calling for a mutual and verifiable freeze on and reductions in nuclear weapons and for approval of the SALT II agreement (H. Rept. 97–640);

H. Res. 512, directing the Secretary of Defense to furnish certain information to the House of Representatives relating to procurement of the C–5B aircraft, adversely reported (H. Rept. 97–641); and

Report of the Committee on Science and Technology on Allocation of Budget Totals for the Fiscal Year 1983 (H. Rept. 97–642). Page 16799

**Presidential Message—Budget Rescissions and Deferral:** Received and read a message from the President wherein he reports two new proposals to rescind $63.6 million in budget authority and one revision to an existing deferral increasing the amount deferred by $61.1 million. The rescissions affect programs of the Departments of Labor and the Interior, and the deferral affects the Department of Transportation—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–210). Page 16704

**Consent Calendar:** On the call of the Consent Calendar, the House passed and sent to the Senate, amended, the following bills:

*Washoe Tribe land:* H.R. 5081, to declare that the United States holds certain lands in trust for the Washoe Tribe of Nevada and California and to transfer certain other lands to the administration of the United States Forest Service; and Page 16704

*Navajo Tribe land:* H.R. 3589, to authorize the exchange of certain land held by the Navajo Tribe and the Bureau of Land Management.

Page 16707

**Suspensions:** House voted to suspend the rules and pass the following:

*U.S. Code Military title Amendments:* H.R. 4623, amended, to amend titles 10, 14, 37, and 38, United States Code, to codify recent law and to improve the Code;

Page 16718

*Foreign defense sales:* H.R. 6758, to authorize the sale of defense articles, defense services, and unclassified defense service publications to United States companies for incorporation into end items to be sold to friendly foreign countries;

Page 16729

*Louisiana World Exposition:* H.R. 6409, amended, to provide for the participation of the United States in the 1984 Louisiana World Exposition to be held in New Orleans, Louisiana; and

Page 16736

*Mount St. Helens Volcanic Area:* H.R. 6530, amended, to establish the Mount Saint Helens National Volcanic Area. Agreed to amend the title;

Page 16740

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, July 20:

*Security of nuclear material:* H.R. 5228, amended, to amend title 18 of the United States Code to implement the Convention on the Physical Protection of Nuclear Material;

Page 16712

*International Travel Act authorization:* H.R. 6258, to authorize funds for fiscal year 1983 for carrying out the International Travel Act of 1961; and

Page 16726

*Cyprus conflict:* H. Con. Res. 310, amended, expressing the sense of Congress that the President should consider and undertake certain efforts to help promote a settlement of the Cyprus conflict.

Page 16731

**Defense Authorization:** House completed all general debate on H.R. 6030, Department of Defense Authorization Act, 1983; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Tuesday, July 20.

Page 16747

**Adjournment:** Met at noon and adjourned at 5:32 p.m.

## *Committee Meetings*

No committee meetings were held.

## *Joint Meetings*

### URBAN POLICY

*Joint Economic Committee:* Committee resumed hearings on the Administration's National Urban Policy report, focusing on public-private cooperation in urban economic development, receiving testimony from Mayor Ruth Yannatta Goldway, Santa Monica, California; James Rouse, Rouse Company, Columbia, Maryland; William C. Norris, Control Data Corporation, Minneapolis, Minnesota; and Thomas Muller, The Urban Institute, and Patricia R. Harris, former Secretary of Housing and Urban Development, both of Washington, D.C.

Hearings continue on tomorrow.

### ENERGY EMERGENCY PREPAREDNESS

*Conferees* met to resolve the difference between the Senate- and House-passed versions of S. 2332, extending the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, but did not complete action thereon, and will meet again tomorrow.

◆ ◆ ◆

## *Tuesday, July 20, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 16975–17039*

**Bills Introduced:** Eleven bills were introduced, as follows: S. 2749–2759. Page 17024

**Bills Reported:** Reports were made as follows:

H.J. Res. 494, relating to Presidential certifications on conditions in El Salvador. Page 17024

**Tax Equity and Fiscal Responsibility Act:** Senate continued consideration of H.R. 4961, making miscellaneous changes in the tax laws, with modified committee amendments thereto, taking action on amendments proposed thereto, as follows:

Page 16978

Adopted:

(1) Hatch unprinted amendment No. 1099, strengthening the exemptions process under the three-year Medicare hospital reimbursement cap.

Page 16978

(2) By 93 yeas to 5 nays, Packwood modified unprinted amendment No. 1100, providing for development of the nation's airport and airway system. (By 53 yeas to 44 nays, Senate earlier sustained the ruling of the Chair that the amendment was germane.)

Page 16981

(3) Kassebaum unprinted amendment No. 1101, increasing the level of obligations the Secretary of Transportation is authorized to incur in the form of grants from the Trust Fund for airport development and airport planning by project-grants, block-grants, and block-grant supplements.

Rejected:

By 44 yeas to 54 nays, Cannon-Jepsen unprinted amendment No. 1102, to provide that if, at the end of any fiscal year, the amount of unobligated funds in the Airport and Airway Trust Fund (including funds collected during such fiscal year but not yet transferred to the Trust Fund) exceeds $500,000,000, the rate of tax imposed on fuel used for noncommercial aviation under section 4041(c)(1) of the Internal Revenue Code of 1954 for the following fiscal year shall be 8½ cents per gallon.

Page 17006

Pending:

Bradley unprinted amendment No. 1103 (printed Amendment No. 1978), to make certain changes in the sections dealing with Medicare and Medicaid, to eliminate the provision allowing casualty losses only to the extent they exceed 10 percent of adjusted gross income, to eliminate the section dealing with the Federal unemployment tax, and to make modifications to certain other tax provisions.

Page 17009

During consideration of this measure today, Senate also took the following action:

(1) By 90 yeas to 5 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 16997

(2) By 43 yeas to 54 nays, Senate rejected a motion to recommit the bill, with instructions.

Page 17004

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, July 21.

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the Third Annual Report on the Status of the Weatherization Assistance Program, which was referred to the Committee on Energy and Natural Resources. (PM-154)

(2) Transmitting the 1981 Annual Report on the Administration of the Radiation Control for Health and Safety Act, which was referred to the Committee on Labor and Human Resources. (PM-155).

Page 17024

**Confirmations:** Senate confirmed the following nominations:

Kay McMurray, of Idaho, to be Federal Mediation and Conciliation Director.

Elizabeth F. Burkhard, of Texas, to be a Member of the National Credit Union Administration.

One Air Force nomination in the rank of General.

Page 17038

**Messages From the President:** Page 17023

**Communications:** Page 17024

**Statements on Introduced Bills:** Page 17025

**Amendments Submitted for Printing:** Page 17031

**Notices of Hearings:** Page 17031

**Committee Authority To Meet:** Page 17032

**Additional Statements:** Page 17032

**Confirmations:** Page 17038

**Quorum Call:** One quorum call was taken today. (Total—42)

Page 16997

**Record Votes:** Five record votes were taken today. (Total—233)

Pages 16997, 16999, 17004, 17008

**Recess:** Senate convened at 10 a.m., and recessed at 6:25 p.m., until 9 a.m., on Wednesday, July 21, 1982.

## *Committee Meeting*

### MONETARY POLICY

*Committee on Banking, Housing, and Urban Affairs:* Committee held hearings on the current economic situation, focusing on the context of recent and prospective economic developments, targeted and actual growth of money and bank credit, and ways to improve procedures for seasonal adjustments as they apply to monetary aggregates, receiving testimony from Paul A. Volcker, Chairman, Board of Governors of the Federal Reserve System.

Hearings continue on tomorrow.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* On Monday, July 19, the Committee approved for reporting the nomination of Elizabeth F. Burkhart, of Texas, to be a Member of the National Credit Union Administration.

### WATER PROJECTS

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power concluded hearings on the following measures:

S. 2568, clarifying the terms of the repayment contract for the Dallas Creek water project in Colorado, after receiving testimony from Senator Hart; J. William McDonald, Colorado Department of Natural Resources, Denver; and Theodore L. Brooks, Montrose, Colorado, and Harley Jackson, Delta, Colorado, both representing the Tri-County Water Conservancy District; and

S. 2684, providing for the construction, operation, and maintenance of the Santa Margarita water project in California, after receiving testimony from Senator Hayakawa; Representative Burgener, Chapman Cox, Deputy Assistant Secretary of the Navy for Logistics; Lt. General H. A. Hatch, Deputy Chief of Navy Staff for Installation and Logistics; Leo McGuire and Gordon Tinker, both on behalf of the Fallbrook Public Utility District, Fallbrook, California; L. R. Burzell, San Diego County Water Authority, and James Roberts, San Diego County Farm Bureau, both of San Diego, California.

Testimony was also received on both aforementioned bills from Robert Broadbent, Commissioner, Bureau of Reclamation, Department of the Interior; and Brent Blackwelder, Environmental Policy Center, Washington, D.C.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed markup of proposed amendments to the Clean Air Act (P.L. 95-95), but did not complete action thereon, and will meet again on Thursday, July 22.

## NOMINATIONS

*Committee on Foreign Relations:* Committee ordered favorably reported the nominations of Nicholas Platt, of the District of Columbia, to be Ambassador to the Republic of Zambia, Arthur H. Davis, Jr., of Colorado, to be Ambassador to Paraguay, Robert W. Duemling, of California, to be Ambassador to the Republic of Surinam, and George W. Landau, of Maryland, to be Ambassador to Venezuela.

Also, the Committee ordered favorably reported H.J. Res. 494, relating to Presidential certifications on conditions in El Salvador.

## BUSINESS MEETING

*Committee on Governmental Affairs:* Committee agreed on recommendations which it will make to the Budget Committee with regard to budget reconciliation expenditures as imposed by S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

## ARTHRITIS AND MUSCULOSKELETAL DISEASES

*Committee on Labor and Human Resources:* Committee concluded hearings on S. 1939, establishing a National Institute on Arthritis and Musculoskeletal Diseases, and authorizing funds for fiscal years 1983, 1984, and 1985 for its operating costs, after receiving testimony from Senators Goldwater and Symms; James B. Wyngaarden, Director, National Institutes of Health, and James L. Scott, Deputy Assistant Secretary for Legislation-Health, both of the Department of Health and Human Services; Donald S. Fredrickson, Scholar in Residence, National Academy of Sciences; John B. Winfield, University of North Carolina School of Medicine, Chapel Hill; Clement B. Sledge and Arnold Relman, both of the Harvard Medical School, Cambridge, Massachusetts; and Fay Welch, Georgia Chapter of the Arthritis Foundation, Athens.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements, and will meet again on tomorrow.

## FBI UNDERCOVER OPERATIONS

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee began hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, focusing on the origin and initiation of undercover activities, standards for targeting suspects, continution, modification and termination of such activities, techniques used, management and supervision of undercover operations and undercover agents and informants, coordination in such operations between the Department of Justice and the FBI, and costs versus the effectiveness of this law enforcement technique, receiving testimony from Oliver B. Revell, Assistant Director, Criminal Investigative Division, Federal Bureau of Investigation, and Bob A. Ricks, Acting Chief Counsel, Drug Enforcement Administration, both of the Department of Justice.

Hearings continue on tomorrow.

## ELDERLY HOMEOWNERS

*Special Committee on Aging:* Committee held hearings on opportunities in home equity conversions for the elderly, receiving testimony from Phillip Abrams, Acting Assistant Secretary for Housing/Federal Housing Commissioner, Department of Housing and Urban Development; Dorcas Hardy, Assistant Secretary for Human Development Services, Department of Health and Human Services; Leo Baldwin, American Association of Retired Persons, Washington, D.C.; Kenneth Scholen, National Center for Home Equity Conversion, Madison, Wisconsin; Maurice Weinrobe, Clark University, Worcester, Massachusetts; Jack Guttentag, University of Pennsylvania, Philadelphia; and James Firman, Robert Wood Johnson Foundation, Princeton, New Jersey.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 16 public bills, H.R. 6793-6808; 3 private bills, H.R. 6809-6811; and 7 resolutions, H.J. Res. 541, H. Con. Res. 376 and 377, and H. Res. 527-530 were introduced.

Page 17129

**Bills Reported:** Reports were filed as follows:

H.R. 5380, to recognize the organization known as American Ex-Prisoners of War, amended (H. Rept. 97-643);

S. 2317, to recognize the organization known as the National Federation of Music Clubs, amended (H. Rept. 97–644);

Report entitled "Budget Allocation Report of the Committee on Ways and Means Pursuant to Section 302(b) of the Congressional Budget Act" (H. Rept. 97–645);

H.R. 6011, to designate certain lands in the Bankhead National Forest, Alabama, as a wilderness area and to incorporate such wilderness in the Sipsey Wilderness, amended (H. Rept. 97–646);

H. Res. 527, providing for the consideration of H.R. 5320, to establish a community public-private training and employment assistance system and to provide employment and training services (H. Rept. 97–647);

H. Res. 528, providing for the consideration of H.R. 5203, to amend the Federal Insecticide, Fungicide, and Rodenticide Act (H. Rept. 97–648);

H. Res. 529, providing for the consideration of H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Incorporated (H. Rept. 97–649); and

H. Res. 530, providing for the consideration of H.R. 2329, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma (H. Rept. 97–650).

Page 17129

**Private Calendar:** On the call of the Private Calendar, the House passed over without prejudice H.R. 1547, H.R. 1352, and H.R. 1830.

Page 17040

**Presidential Messages:** Received and read the following messages from the President:

*Weatherization assistance:* Message transmitting the third annual report on the status of the weatherization assistance program—referred to the Committee on Agriculture, the Committee on Banking, Finance and Urban Affairs, and the Committee on Energy and Commerce; and

Page 17044

*Radiation control:* Message transmitting the 1981 annual report on the administration of the Radiation Control for Health and Safety Act—referred to the Committee on Energy and Commerce.

Page 17044

**Suspensions:** House voted to suspend the rules and pass the following:

*American Ex-Prisoners of War:* H.R. 5380, amended, to recognize the organization known as American Ex-Prisoners of War;

Page 17044

*Music clubs:* S. 2317, amended, to recognize the organization known as the National Federation of Music Clubs;

Page 17046

*Senior citizen employment programs:* H. Con. Res. 278, expressing the sense of the Congress that funding for community service employment programs for senior citizens for fiscal year 1983 and subsequent fiscal years should be provided at levels sufficient to maintain or increase the number of employment positions provided under such programs (agreed to by a yea-and-nay vote of 407 yeas to 4 nays, Roll No. 188);

Page 17048

*Security of nuclear material:* H.R. 5228, amended, to amend title 18 of the United States Code to implement the Convention on the Physical Protection of Nuclear Material (passed by a yea-and-nay vote of 396 yeas to 9 nays with 1 voting "present", Roll No. 189). This bill was debated on Monday, July 19; and

Page 17061

*Cyprus conflict:* H. Con. Res. 310, amended, expressing the sense of Congress that the President should consider and undertake certain efforts to help promote a settlement of the Cyprus conflict (agreed to by a yea-and-nay vote of 405 yeas to 6 nays, Roll No. 191). This resolution was debated on Monday, July 19.

Page 17062

**International Travel Act Authorization:** By a yea-and-nay vote of 241 yeas to 167 nays, Roll No. 190 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.R. 6258, to authorize funds for fiscal year 1983 for carrying out the International Travel Act of 1961. This bill was debated on Monday, July 19.

Page 17061

**Defense Authorization:** House continued consideration of H.R. 6030, Department of Defense Authorization Act for fiscal year 1983, but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 21.

Page 17063

Pending when the Committee of the Whole rose was an amendment that seeks to reduce the authorization for procurement of Air Force missiles by $1.14 billion.

Agreed To:

An amendment that reduces the authorization for the Trident submarine program by $699 million (agreed to by a recorded vote of 344 ayes to 65 noes, Roll No. 192);

An amendment that reduces procurement authorizations by $2.07 billion (agreed to by a recorded vote of 406 ayes to 6 noes, Roll No. 193); and

An amendment that reduces the authorizations for operation and maintenance by $398.5 million (agreed to by a recorded vote of 386 ayes to 19 noes, Roll No. 194).

Rejected:

An amendment in the nature of a substitute (text of H.R. 6696) that sought to authorize $125 billion for defense (rejected by a recorded vote of 55 ayes to 348 noes, Roll No. 195), and

An amendment to the preceding substitute that sought to establish a military preparedness grain reserve. A point of order against this amendment was overruled.

A motion to limit debate on the preceding substitute and all amendments thereto was agreed to by a division vote of 32 ayes to 8 noes.

**Committee To Sit:** Committee on Post Office and Civil Service received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 21.

Page 17098

**Mount St. Helens Volcanic Area:** The Clerk was authorized to make a technical correction in the engrossment of H.R. 6530, to establish the Mount St. Helens National Volcanic Area, passed on Monday, July 19.

Page 17099

**Adjournment:** Met at noon and adjourned at 7:58 p.m.

## *Committee Meetings*

### AGRICULTURAL DEVELOPMENT IN THE CARIBBEAN AND CENTRAL AMERICA

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture and the Subcommittee on Inter-American Affairs of the Committee on Foreign Affairs held a joint hearing on Agricultural Development in the Caribbean and Central America. Testimony was heard from public witnesses.

### AGRICULTURAL DEVELOPMENT IN THE CARIBBEAN AND CENTRAL AMERICA

*Committee on Agriculture:* Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on Agricultural Development in the Caribbean and Central America. Testimony was heard from public witnesses.

Hearings continue July 22.

### FOOD STAMP PROGRAM REAUTHORIZATION

*Committee on Agriculture:* Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition approved for full Committee action legislation to be introduced reauthorizing the Food Stamp program.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Special Activities, Air Force. Testimony was heard from representatives of the U.S. Air Force.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Approved for full Committee action fiscal year 1982 supplemental legislation.

### CREDIT CONTROL ACT EXTENSION

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage, approved for full Committee action H.R. 6124, to reduce interest rates, control inflation, insure the availability of credit for productive purposes, and promote economic recovery by extending the Credit Control Act.

### COMMUNITY SERVICE EMPLOYMENT PROGRAMS FOR SENIOR CITIZENS

*Committee on Education and Labor:* Ordered reported H. Con. Res. 278, expressing the sense of the Congress that funding for community service employment programs for senior citizens for fiscal year 1983 and subsequent fiscal years should be provided at levels sufficient to maintain or increase the number of employment positions provided under such programs.

### OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of Federal workers. Testimony was heard from Cora P. Beebe, Assistant Secretary for Administration, Department of the Treasury.

Hearings continue July 27.

### TELECOMMUNICATIONS ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 5158, Telecommunications Act of 1982.

### SOMALIA AND ETHIOPIA

*Committee on Foreign Affairs:* Subcommittee on Africa met in executive session to hold a hearing on the current Ethiopia-Somalia Military Conflict and U.S. Policy. Testimony was heard from Princeton Lyman, Deputy Assistant Secretary of African Affairs, Department of State.

### FALKLANDS CRISIS AFTERMATH

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on Latin America and the U.S. after the Falklands Crisis (Part I). Testimony was heard from public witnesses.

### U.S. ACADEMY OF PEACE

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs, the Subcommittee on International Operations and the Subcommittee on Postsecondary Education of the Committee on Education and Labor held a joint hearing on H.R. 5088, United States Academy of Peace and Conflict Resolution Act and H.R. 6182, United States Academy of Peace Act. Testimony was heard from Senators Matsunaga and Denton; Representatives Glickman and Conyers, Dr. John Sprott, Deputy Director, Foreign Service Institute, Department of State and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources approved for full Committee action the following bills: H.R. 5536, to authorize the Secretary of the Interior to engage in feasibility studies of water resource development and for other purposes in the Central Platte Valley, Nebr., and H.R. 6188, amended, to authorize the Secretary of the Interior to participate with the State of Nebraska in studies of Platte River water resource use and development.

The Subcommittee also held a hearing on H.R. 1527, to authorize the Secretary of the Interior to construct, operate, and maintain the Santa Margarita project, California. Testimony was heard from Representative Burgener and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 6663, amended, to delay the effective date of proposed amendments to rule 4 of the Federal Rules of Civil Procedure; H.R. 6454, Anti-Arson Act of 1982; H.R. 6204, amended, to amend title 28 of the United States Code and related statutes with respect to the appointment and jurisdiction of the Supreme Court police; H.R. 6168, amended, to amend chapter 41 of title 18, United States Code, to prohibit threats against Presidential candidates and other persons protected by the Secret Service who are not presently covered by the Presidential threat statute, with the creation of a new section 879 for this purpose; H.R. 5380, amended, to recognize the organization known as American Ex-Prisoners of War; S. 2317, amended, to recognize the organization known as the National Federation of Music Clubs; and H.R. 6128, to revise, codify, and enact without substantive change certain general and permanent laws, related to money and finance, as title 31, United States Code, "Money and Finance".

## LAW OF THE SEA NEGOTIATIONS

*Committee on Merchant Marine and Fisheries:* Held a hearing on the status of the U.S. position in the Law of the Sea negotiations. Testimony was heard from Theodore Kronmiller, Deputy Assistant Secretary for Oceans, Science and Environmental Affairs, Department of State, and public witnesses.

## POSTAL SERVICE AMENDMENTS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Personnel and Modernization continued hearings on H.R. 3973, Postal Service Amendments of 1981 and S. 1407, Mail Order Consumer Protection Amendments of 1982. Testimony was heard from public witnesses.

Hearings continue July 22.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources projects of the U.S. Army Corps of Engineers and other matters relating to water resources development. Testimony was heard from Representatives Young of Missouri, Fuqua, Boggs, Livingston, Schulze, Oakar, Williams of Montana, Bliley and Morrison.

Hearings continue tomorrow.

## JOB TRAINING PARTNERSHIP ACT

*Committee on Rules:* Granted an open rule providing two hours of debate on H.R. 5320, Job Training Partnership Act. Testimony was heard from Representatives Hawkins, Erlenborn and Jeffords.

## FIFRA

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5203, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1982. Testimony was heard from Representatives Brown of California and Wampler.

## RADIO BROADCASTING TO CUBA ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5427, Radio Broadcasting to Cuba Act. Testimony was heard from Representatives Fascell, Swift, Smith of Iowa, Broyhill and Tauke.

## CHEROKEE NATION OF OKLAHOMA

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 2329, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma. Testimony was heard from Representatives Synar and Kindness.

## FUNERAL PRACTICES AND THE ELDERLY

*Select Committee on Aging:* Subcommittee on Housing and Consumer Interests held a hearing on funeral practices and the elderly. Testimony was heard from public witnesses.

## *Joint Meetings*

### URBAN POLICY

*Joint Economic Committee:* Committee concluded hearings on the Administration's National Urban Policy report, focusing on the outlook for State and local government finance, after receiving testimony from Senator Moynihan; John Shannon, Advisory Commission on Intergovernment Relations; John Petersen, Municipal Finance Officers Association, Washington, D.C.; Felix Rohatyn, Lazard-Freres, and Philip Braverman, Chase Manhattan Bank, both of New York City; J. Chester Johnson, Government Finance Associates, Inc., Princeton, New Jersey; and Mayor Richard Carver, Peoria, Illinois.

### ECONOMIC REVIEW

*Joint Economic Committee:* Committee concluded hearings on the midyear review of the economy, after receiving testimony on alternatives to the Administration's economic policies from Lane Kirkland, AFL-CIO, Washington, D.C.

◆ ◆ ◆

## *Wednesday, July 21, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 17173–17302*

**Bills Introduced:** Seven bills and one resolution were introduced, as follows: S. 2760–2766, and S. Con. Res. 114.

Page 17267

**Measures Passed:**

*Mount St. Helens National Volcanic Monument Act of 1982:* Senate passed H.R. 6530, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 2133, after agreeing to a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Gorton-Jackson unprinted amendment No. 1110, authorizing expenditure of certain revenues from Gifford Pinchot National Forest by Skamania County, Washington.

Page 17256

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators McClure, Hatfield, Wallop, Jackson, and Bumpers.

S. 2133, Senate companion measure, was then indefinitely postponed.

Page 17261

*Budget Act Waiver:* Senate agreed to S. Res. 418, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2133, listed above.

Page 17256

*Success of the Space Shuttle Test Flights:* Senate agreed to S. Con. Res. 114, congratulating the National Aeronautics and Space Administration and all persons involved in the success of the test flight phase of the Space Shuttle program.

Page 17261

**Passage Vitiated—Indefinitely Postponed:** Senate action of July 14, in passing S. 1739, increasing the maximum amount that the United States may pay in settlement of a claim under the Military Personnel and Civilian Employees' Claims Act, was vitiated and the measure was indefinitely postponed.

Page 17262

**Tax Equity and Fiscal Responsibility Act:** Senate continued consideration of H.R. 4961, making miscellaneous changes in the tax laws, with modified committee amendments thereto, taking action on additional amendments proposed thereto, as follows:

Page 17180

Adopted:

(1) By unanimous vote of 99 yeas, Durenburger modified unprinted amendment No. 1105, providing for some health copayments with the 20th visit, increasing the part B deductible to $80 in 1984, and sunsetting the provision holding the part B premium at a constant percentage of costs after three years.

Page 17207

(2) Metzenbaum unprinted amendment No. 1106, providing that the provision allowing Medicaid copayments shall not apply to emergency care.

Page 17212

(3) Armstrong modified unprinted amendment No. 1107, providing that the amount of understatement due to position of taxpayer or disclosed item shall be reduced by that portion of the understatement which is attributable to (1) the treatment of any item by the taxpayer on the return if the taxpayer believed that there was substantial authority for such treatment, or (2) any item with respect to which the relevant facts affecting the item's tax treatment are adequately disclosed in the return or in a statement attached to the return, and setting out special rules in cases involving abusive tax shelters.

Page 17220

(4) Stevens unprinted amendment No. 1109, providing that no tax shall be imposed under subsection (a) or (b) on air transportation by helicopter for the purpose of (1) transportating individuals, equipment, or supplies in the exploration for, or the development or removal of, natural resources, or (2) the planting, cultivation, cutting, or transportation of, or caring for, trees (including logging oper-

ations), but only if the helicopter does not take off from, or land at, a facility eligible for assistance under the Airport and Airway Development Act of 1970, or otherwise use services provided pursuant to title IV of the Act during such use.

Page 17248

Rejected:

(1) By 45 yeas to 54 nays, Bradley modified Amendment No. 1978, to make certain changes in the sections dealing with Medicare and Medicaid, to eliminate the provision allowing casualty losses only to the extent they exceed 10 percent of adjusted gross income, to eliminate the section dealing with the Federal unemployment tax, and to make modifications to certain other tax provisions.

Page 17195

(2) By 46 yeas to 53 nays, Baucus unprinted amendment No. 1104, to strike sections of the bill providing for home health copayments, indexing of the part B deductible, and maintaining the part B premiums as a constant percentage of costs.

Page 17195

(3) By 48 yeas to 51 nays, Bentsen Amendment No. 1977, to strike section 275, relating to the Federal Unemployment Tax.

Page 17213

Pending:

Ford Amendment No. 1972, to eliminate the provisions which increase the excise tax on cigarettes.

Page 17244

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, July 22.

Page 17256

**Presidential Message:** Senate received a message from the President transmitting the Twelfth Annual Report of the Council on Environmental Quality, which was referred to the Committee on Environment and Public Works. (PM-156)

Page 17266

**Confirmations:** Senate confirmed the following nominations:

Arthur H. Davis, Jr., of Colorado, to be Ambassador to Paraguay.

George W. Landau, of Maryland, to be Ambassador to Venezuela.

Robert W. Duemling, of California, to be Ambassador to the Republic of Suriname.

Nicholas Platt, of the District of Columbia, to be Ambassador to the Republic of Zambia.

Page 17302

**Messages From the President:** Page 17266

**Messages From the House:** Page 17266

**Measures Referred:** Page 17266

**Measures Ordered Held at Desk:** Page 17267

**Communications:** Page 17267

**Statements on Introduced Bills:** Page 17267

**Amendments Submitted for Printing:** Page 17273

**Committee Authority To Meet:** Page 17282

**Additional Statements:** Page 17282

**Confirmations:** Page 17302

**Record Votes:** Four record votes were taken today. (Total—237)

Pages 17195, 17207, 17212, 17220

**Recess:** Senate convened at 9 a.m., and recessed at 6:58 p.m., until 9 a.m., on Thursday, July 22, 1982.

## *Committee Meetings*

### LEBANON—DISASTER RELIEF

*Committee on Appropriations:* Subcommittee on Foreign Operations held closed hearings on proposed disaster assistance to Lebanon, receiving testimony from Nicholas A. Veliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs; and M. Peter McPherson, the President's Personal Representative for relief efforts in Lebanon.

Hearings were recessed subject to call.

### MONETARY POLICY

*Committee on Banking, Housing, and Urban Affairs:* Committee continued hearings on the current economic situation, focusing on the context of recent and prospective economic developments, targeted and actual growth of money and bank credit, and ways to improve procedures for seasonal adjustments as they apply to monetary aggregates, receiving testimony from Murray L. Weidenbaum, Chairman, Council of Economic Advisers, and Leif H. Olsen, Citibank, N. A., and Donald E. Maude, Merrill, Lynch, Pierce, Fenner, and Smith, both of New York City.

Hearings continue on Tuesday, July 27.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nominations of Charles A. Doolittle, Jr., of Kansas, and Van Norden Logan, of California, each to be a Member of the Board of Directors of the National Institute of Building Sciences.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee resumed markup of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, but did not complete action thereon, and will meet again on Tuesday, July 27.

## NOMINATION

*Committee on Environment and Public Works:* Committee concluded hearings on the nomination of Nancy A. Maloley, of the District of Columbia, to be a Member of the Council on Environmental Quality, after the nominee, who was introduced by Senator Lugar, testified and answered questions in her own behalf.

## CLEAN WATER ACT

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution held hearings on S 2652, authorizing funds for and revising certain provisions of the Clean Water Act, receiving testimony from John W. Hernandez, Deputy Administrator, and Eric Eidsness, Assistant Administrator for Water, both of the Environmental Protection Agency; Carol Dinkins, Assistant Attorney General, Department of Justice; William Haun, General Mills, Inc., Minneapolis, Minnesota, on behalf of the National Environmental Development Association; and J. Taylor Banks, Natural Resources Defense Council, Washington, D.C.

*Hearings continue on tomorrow.*

## ENVIRONMENTAL POLICY ACT

*Committee on Environment and Public Works:* Subcommittee on Toxic Substances and Environmental Oversight concluded oversight hearings on the implementation of the National Environmental Policy Act by the Council on Environmental Quality, after receiving testimony from A. Alan Hill, Chairman, Nancy Moore, General Counsel, both of the Council on Environmental Quality; and Nicholas C. Yost, Center for Law in the Public Interest, and Daniel W. Cannon and Dana Amronson, both of the National Association of Manufacturers, both of Washington, D.C.

## TARIFFS

*Committee on Finance:* Subcommittee on International Trade held hearings on the following miscellaneous tariff and trade bills:

H.R. 4566, revising the tariff treatment of various articles, receiving testimony on section 9, increasing in value limitations for duty-free importations of personal articles by returning U.S. residents, from Delegate de Lugo; on section 2, relating to the importation of canned tuna, from John P. Mulligan, Tuna Research Foundation, Inc., and Herbert E. Harris, on behalf of the American Food Industries, both of Washington, D.C.; on section 4, relating to chipper knife steel, from John E. Halloran, Herbert Kartanos, William McKillip, and Glenn R. Reichard, all representing the Machine Knife Association, Washington, D.C., and John Arnesen, Guterl Special Steel Corporation, Buffalo, New York;

S. 1902, extending for 2 additional years the President's authority to negotiate tariff reductions, receiving testimony from Ambassador William E. Brock, U.S. Trade Representative; David Elliot, on behalf of the Chamber of Commerce of the United States, Stephen Koplan, on behalf of the AFL-CIO, and Stanley Nehmer, Economic Consulting Services, Inc., all of Washington, D.C.; Arthur C. Spitzfaden, Prince Gardner Company, St. Louis, Missouri, on behalf of the Luggage and Leather Goods Manufacturers of American, Inc.; Dean K. Schleicher, Keller Glove Manufacturing Company, Plumsteadville, Pennsylvania, on behalf of the Work Glove Manufacturers Association; Fawn Evenson, Footwear Industries of America, Inc., Arlington, Virginia; Edward Levy National Handbag Association, Arnold Mayer, United Food and Commercial Workers International Union (AFL-CIO), and Ralph Cennamo, International Leather Goods, Plastics and Novelty Workers' Union (AFL-CIO), all of New York City;

S. 2685, implementing the Nairobi protocol to the Florence Agreement on the Importation of Education, Scientific, and Cultural Materials, receiving testimony from Dennis Lamb, Deputy Assistant Secretary of State for Trade and Commercial Affairs; Ely Maurer, Assistant Legal Adviser for Education, Cultural and Public Affairs, Department of State; Paul T. O'Day, Deputy Assistant Secretary of Commerce for Trade Development; Phillip F. Puleio, Rehabilitation International for the U.S.A., New York City; and Townsend Hoop, Association of American Publishers, Inc., Robert W. Frase, American Library Association, and Barbara D. McGarry, American Foundation for the Blind, all of Washington, D.C.;

S. 2094, establishing the concept of reciprocity of market access as an objective for U.S. trade policy where American products are competitive, receiving testimony on section 8(c), authorizing the President to proclaim such modification, elimination or continuance of any existing duty, duty free, or excise treatment as he deems appropriate for certain accounting, computing, and other data processing machines, from Alan Wolfe, Semiconductor Industry Association, Washington, D.C.; and

S. 11 and S. 2560, prohibiting the entry of potatoes into the U.S. until there is assurance that seed potatoes are not substituted for potatoes intended for human consumption, receiving testimony from Dorothy P. Kelley, Maine Potatoe Council, Presque Isle.

Subcommittee will meet again tomorrow.

## NOMINATION

*Committee on Governmental Affairs:* Committee concluded hearings on the nomination of Peter E. Voss, of Ohio, to be a Governor of the U.S. Postal Serv ice, after the nominee, who was introduced by Representative Regula, testified and answered questions in his own behalf.

## COLLECTION OF DEFAULTED FEDERAL LOANS

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded oversight hearings on Federal debt collection activities, focusing on the government's inability to collect defaulted loans from its own employees, after receiving testimony from Representatives Derwinski and Daniel B. Crane; Robert Ford, Deputy Assistant Attorney General, National Institute of Corrections, Civil Division, Department of Justice; Kenneth A. Mines, Regional Director (Chicago, Illinois), Office for Civil Rights, Anne Graham, Assistant Secretary for Legislation, Ralph Olmo, Comptroller, Richard Hastings, Director, Debt Collection Office, and Robert Raspen, Director, Internal Audit, all of the Department of Education; David Swoap, Under Secretary of Health and Human Services; Richard Kusserow, Inspector General, and Daniel Whiteside, Director, Bureau of Health Profession Services, both of the Department of Health and Human Services; Charles L. Dause, Assistant U.S. Attorney for the Eastern District of Kentucky, Lexington; George Williams, Assistant U.S. Attorney for the District of Columbia; Frank Keating, U.S. Attorney, Tulsa, Oklahoma; and John Imbert, Belcourt, North Dakota.

## GOVERNMENT MERGER ENFORCEMENT POLICY

*Committee on the Judiciary:* Committee held oversight hearings on government merger enforcement policy, focusing on the legal and economic basis for horizontal merger policy, receiving testimony from James C. Miller, Chairman, and David A. Clanton, Commissioner, both of the Federal Trade Commission; and William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings were recessed subject to call.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of J. Lawrence Irving, to be U.S. District Judge for the Southern District of California, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions in his own behalf.

## CONFIRMATION PROCEEDINGS—COMMITTEE RESOLUTION

*Committee on Labor and Human Resources:* Committee resumed consideration of a proposed committee resolution concerning inquiry into committee confirmation proceedings, but did not complete action thereon, and will meet again tomorrow.

## BUSINESS MEETING

*Committee on Rules and Administration:* Committee ordered favorably reported the following business items:

An original resolution (S. Res. 436) establishing regulations needed to implement television and radio coverage of proceedings of the Senate;

An original resolution (S. Res. 430) electing Senator Inouye as a Member of the Joint Committee of Congress on the Library; and

S. Res. 425, authorizing the Select Committee on Ethics to provide training assistance to its professional staff.

## BUSINESS MEETING

*Select Committee on Ethics:* Committee held a closed business meeting, but made no announcements, and recessed subject to call.

## INDIAN JUDGMENT FUNDS

*Select Committee on Indian Affairs:* Committee concluded hearings on H.R. 3731, relating to the use of distribution of certain judgment funds awarded by the Indian Claims Commission or the U.S. Court of Claims, after receiving testimony from Kenneth L. Smith, Assistant Secretary of the Interior for Indian Affairs; Theodore C. Krenzke, Director, Office of Indian Affairs, Bureau of Indian Affairs, Department of the Interior; Larry Cournoyer, Yankton Sioux Tribe, Wagner, South Dakota; and Steve Tullberg, Indian Law Resource Center, Washington, D.C.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements, and recessed subject to call.

## FBI UNDERCOVER OPERATIONS

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee continued hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, focusing on the origin and initiation of undercover activities, standards for targeting suspects, continuation, modification and termination of such activities, techniques used, management and supervision of undercover operations and undercover agents and informants, coordination in such operations between the Department of Justice and the FBI, and costs versus the effectiveness of this law enforcement technique, receiving testimony from Francis M. Mullen, Jr., Acting Administrator, Drug Enforcement Administration, Department of Justice.

Hearings continue on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 19 public bills, H.R. 6812-6830; 2 private bills, H.R. 6831 and 6832; and 8 resolutions, H.J. Res. 542-544, H. Con. Res. 378-381, and H. Res. 531 were introduced.

Page 17406

**Report Filed:** One report was filed as follows: H.R. 6128, to revise, codify and enact without substantive change certain general and permanent laws, related to money and finance, as title 31, United States Code, "Money and Finance" (H. Rept. 97-651).

Page 17406

**Journal:** By a yea-and-nay vote of 358 yeas to 26 nays, with 1 voting "present", Roll No. 196, the House approved the Journal of Tuesday, July 20.

Page 17303

**Presidential Message—Environmental Quality:** Received and read a message from the President wherein he transmits the annual report of the Council on Environmental Quality—referred to the Committee on Merchant Marine and Fisheries.

Page 17306

**Defense Authorization:** House continued consideration of H.R. 6030, Department of Defense Authorization Act for fiscal year 1983, but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, July 22. Page 17306

Agreed To:

An amendment, as amended by a substitute (agreed to by a recorded vote of 212 ayes to 209 noes, Roll No. 197), that restricts expenditure of MX missile basing mode funds until the President reports to Congress on the mode to be deployed;

An amendment that authorizes use of funds for procurement of a tethered aerostat radar set for Kennedy Air Force Station, Florida;

An amendment that authorizes $50 million for procurement of a secured telephone system for government agencies provided by the Department of Defense; and

A technical amendment.

Rejected:

An amendment that sought to authorize procurement of commercial cargo aircraft in lieu of C-5 aircraft for the Air Force (rejected by a recorded vote of 127 ayes to 289 nays, with 1 voting "present", Roll No. 199);

A substitute to the preceding amendment that sought to reduce by $800 million procurement funds for strategic airlift aircraft, other than KC-10 aircraft, for the Air Force (rejected by a recorded vote of 74 ayes to 344 noes, Roll No. 198); and

An amendment that sought to delete $549.6 million for procurement of the Pershing II missile for the Army (rejected by a recorded vote of 74 ayes to 311 noes, Roll No. 200).

**Subcommittee to Sit:** Subcommittee on Monopolies and Commercial Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 22.

Page 17378

**Adjournment:** Met at 11 a.m. and adjourned at 10 p.m.

## *Committee Meetings*

### GRAIN ELEVATOR SAFETY

*Committee on Agriculture:* Subcommittee on Wheat, Soybeans, and Feed Grains held a hearing to review grain elevator safety. Testimony was heard from Representatives Bereuter, and Daub, departmental and public witnesses.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on Western Lending to Warsaw Pact. Testimony was heard from Marc Leland, Assistant Secretary of the Treasury for International Affairs; Ambassador Charles Meissner, expert on Polish Debt, Department of State; and public witnesses.

### JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on proposals to reorganize the structure of the Joint Chiefs of Staff. Testimony was heard from a public witness.

Hearings continue July 28.

### MONETARY POLICY

*Committee on Banking, Finance and Urban Affairs:* Held a semi-annual Monetary Policy hearing. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System.

### GRANTS FOR TEACHING PRINCIPLES OF CITIZENSHIP

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 5658, to provide Federal grants to assist elementary and secondary schools to carry on programs to teach the principles of citizenship. Testimony was heard from Representative Bennett and public witnesses.

### EXTRADITION ACT

*Committee on Foreign Affairs:* Held a hearing on H.R. 6046, Extradition Act of 1982. Testimony was heard from Representative Hughes; Daniel W. McGovern, Deputy Legal Adviser, Department of State; and

Roger M. Olsen, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

Hearings continue tomorrow.

### RECENT DEVELOPMENTS IN EUROPE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in Europe. Testimony was heard from the following officials of the Department of State: Robert D. Hormats, Assistant Secretary, Bureau of Economic and Business Affairs and Thomas Niles, Deputy Assistant Secretary, Bureau of European Affairs.

### EPA OVERSIGHT

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources, the Subcommittee on Health and the Environment and the Subcommittee on Commerce, Transportation, and Tourism of the Committee on Energy and Commerce and the Subcommittee on Natural Resources, Agriculture Research, and Environment and the Subcommittee on Investigations and Oversight of the Committee on Science and Technology, joint hearing on EPA Oversight: One-Year Review. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### DOD COMPUTER PROCUREMENT POLICIES

*Committee on Government Operations:* Subcommittee on Legislation and National Security held a hearing on Alleged Favoritism in DOD Computer Procurement Policies. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### NATURAL GAS PIPELINE

*Committee on Interior and Insular Affairs:* Adopted a Committee resolution waiving the 60 day waiting period for construction of a Natural Gas pipeline in Westmoreland, Pennsylvania.

### TRADEMARK ACT AMENDMENTS; MISCELLANEOUS COURT MATTERS

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the following: H.R. 5154, amended, to amend the Lanham Trademark Act to prohibit any State from requiring that a registered trademark be altered for use within such State, and to encourage private enterprise with special emphasis on the preservation of small business, and a clean bill to be introduced in lieu of the following bills: H.R. 2406, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review; H.R. 4395, to extend to all petit and grand jurors in the U.S. district courts eligibility for compensation for work injuries under title 5, United States Code, to provide for the taxing attorney fees, as court costs, for a court appointed attorney in an action brought by a juror to protect his employment rights, and to authorize the service of jury summonses by ordinary mail and H.R. 4396, Federal Courts Civil Priorities Act.

Prior to this action, the Subcommittee held a hearing on H.R. 5154. Testimony was heard from Gerald J. Mossinghoff, Commissioner of Patents and Trademarks, Department of Commerce and public witnesses.

### FEDERAL INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Justice held a hearing on H.R. 6783, to modify the insanity defense in the Federal courts, and related bills. Testimony was heard from Senator Specter; Representative Myers and Rudolph W. Guiliani, Associate Attorney General, Department of Justice.

Hearings continue tomorrow.

### BANKRUPTCY COURT ACT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commerical Law held a hearing on H.R. 6109, Bankruptcy Court Act of 1982. Testimony was heard from Jonathan C. Rose, Assistant Attorney General, Office of Legal Policy, Department of Justice and public witnesses.

Hearing continue tomorrow.

### BUDGET RECONCILIATION

*Committee on Post Office and Civil Service:* Ordered reported H.R. 6785, to reduce budget authority and outlays under certain civil service programs pursuant to the first concurrent resolution on the budget—fiscal year 1983.

### WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources development projects. Testimony was heard from Representatives Albosta, Deckard, McEwen, Gaydos, Luken, de Lugo, Evans of Georgia, Donnelly, Kogovsek, Smith of Iowa, Miller of Ohio, Alexander, Young of Alaska, Sam Hall, Solarz, Barnard and Watkins and public witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### AUTHORIZATIONS—NRC

*Conferees* met to resolve the difference between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and recessed subject to call.

## ENERGY EMERGENCY PREPAREDNESS

*Conferees* agreed to file a conference report on S. 2332, extending the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program.

## AUTHORIZATIONS—STATE/ICA/BOARD FOR INTERNATIONAL BROADCASTING/ ASIA FOUNDATION/INTER-AMERICAN FOUNDATION

*Conferees* agreed to file a conference report on S. 1193, authorizing funds for fiscal year ending September 30, 1982, and for fiscal year 1983 for the Department of State, International Communication Agency, Board for International Broadcasting, Asia Foundation, and Inter-American Foundation.

◆◆◆◆◆◆◆◆◆◆◆◆◆

# *Thursday, July 22, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings pages 17498–17731*

**Bills Introduced:** Three bills and four resolutions were introduced, as follows: S. 2767–2769, S.J. Res. 216, S. Res. 430–431.

Page 17702

**Bills Reported:** Reports were made as follows:

S. Res. 425, authorizing the Select Committee on Ethics to provide training assistance to its professional staff. (S. Rept. No. 97–501)

S. Res. 430, electing Senator Inouye as a Member of the Joint Committee of Congress on the Library.

S. 1814, providing for the rights of former spouses to military retirement pay and health care protection, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–502)

S. 2355, providing adequate telephone service to persons with impaired hearing, with an amendment in the nature of a substitute. (S. Rept. No. 97–503)

S. Res. 431, increasing the limitation on expenditures by the Committee on Governmental Affairs for the training of professional staff. Referred to the Committee on Rules and Administration.

Page 17702

**Measures Passed:**

*Tribute to Mary Alice Richards:* Senate agreed to S. Res. 432, extending appreciation and gratitude to Mary Alice Richards for her faithful service to the Senate and to the Nation.

Page 17730

*Tax Equity and Fiscal Responsibility Act:* By 50 yeas to 47 nays, Senate passed H.R. 4961, making miscellaneous changes in the tax laws, after agreeing to certain modified committee amendments and taking action on additional amendments proposed thereto, as follows:

Page 17509

Adopted:

(1) Dole (for Goldwater and Cannon) unprinted amendment No. 1111, extending tax-exempt status to veterans' organizations at least 75 percent of whose membership consists of past or present members of the Armed Forces of the United States (combat or noncombat veterans) and whose remaining membership consists substantially of cadets or spouses, widows, or widowers of Armed Forces personnel or cadets.

Page 17513

(2) By 60 yeas to 37 nays, Helms modified unprinted amendment No. 1113, placing a fixed time on the increase in the excise tax on cigarettes.

Page 17518

(3) Specter unprinted amendment No. 1115, delaying for 1 year the reduction in percentage depletion for coal and iron ore.

Page 17528

(4) By 64 yeas to 32 nays, Armstrong unprinted amendment No. 1117, providing for indexing of certain assets for purposes of determining gain or loss. (By 35 yeas to 61 nays, Senate rejected a motion to reconsider the previous vote.)

Page 17533

(5) Murkowski unprinted amendment No. 1118, providing that oil produced by wholly-owned subsidiaries of Alaska Native corporations constitutes exempt Indian oil for purposes of the crude oil windfall profit tax.

Page 17535

(6) Glenn unprinted amendment No. 1120, relating to the transitional rules for leasing.

Page 17544

(7) Gorton-Jackson amendment No. 1976, clarifying the definition of qualified mass commuting vehicles to include ferries.

Page 17546

(8) Boren unprinted amendment No. 1121, clarifying the status of certain private foundations and trusts owning certain business enterprises.

Page 17548

(9) Stevens unprinted amendment No. 1122, clarifying the status of certain amateur athletic organizations.

Page 17550

(10) Dixon unprinted amendment No. 1123, clarifying the tax status of certain members of religious orders.

Page 17551

(11) Bradley-Brady unprinted amendment No. 1124, providing that it shall be the policy of the Federal Communications Commission to allocate channels for very high frequency commercial television broadcasting in a manner which ensures that not less than one such channel shall be allocated to each State, if technically feasible.

Page 17554

(12) By unanimous vote of 97 yeas, Nickles unprinted amendment No. 1125, exempting interest payments of $100 or less from the withholding requirements.

Page 17554

(13) Cannon modified unprinted amendment No. 1127, excluding from resources burial spaces and certain funds set aside for burial or cremation expenses for purposes of the supplemental security income program.

Page 17575

(14) Levin unprinted amendment No. 1128, exempting certain financial institutions from the withholding requirement until they are able to comply without undue burden.

Page 17576

(15) Dole-Dodd unprinted amendment No. 1129, providing a prohibition against deduction of interest in excess of amount credited to group pension policyholders and a prohibition against changing the qualification status of life insurance companies.

Page 17577

(16) Andrews unprinted amendment No. 1130, eliminating withholding on certain qualified written notices of allocation if less than 50 percent of such notice is paid in money or qualified check.

Page 17578

(17) Dodd unprinted amendment No. 1132, including only the interest on industrial development bonds and mortgage subsidy bonds issued after December 31, 1982, within income subject to the individual minimum income tax. (By 16 yeas to 81 nays, Senate failed to table the amendment.)

Page 17584

(18) Packwood unprinted amendment No. 1133, providing a special rule for home construction or renovation.

Page 17592

(19) Hatch modified unprinted amendment No. 1134, permitting the deduction of construction period interest and taxes for certain construction projects planned on or before July 1, 1982.

Page 17593

(20) Heinz unprinted amendment No. 1135, providing for coverage of hospice care under the Medicare program.

Page 17594

(21) Thurmond unprinted amendment No. 1136, dealing with certain independent local newspaper businesses.

Page 17602

(22) Symms unprinted amendment No. 1137, dealing with the returns of direct sellers.

Page 17603

(23) Cohen unprinted amendment No. 1138, changing the transitional rule for property used in the production of paper from June 25, 1981, to March 31, 1981.

Page 17604

(24) Dixon-Nunn Amendment No. 1975, relating to the application of at-risk rules in leasing situations.

Page 17604

(25) Cochran unprinted amendment No. 1139, providing that section 346 shall apply to distributions after August 31, 1982, with certain exceptions.

Page 17606

(26) Chafee unprinted amendment No. 1140, changing the effective dates of the AFDC and child support provisions to October 1, 1982, and providing additional time for States to amend their State laws when necessary.

Page 17607

(27) By 80 yeas to 16 nays, Stevens unprinted amendment No. 1141, providing that the amendments made by Section 209 (Section 189 made applicable to certain corporations for nonresidential real property) shall apply to taxable years beginning after December 31, 1982, with respect to construction which commences after such date, but shall not apply to the Alaska Natural Gas Transportation System (15 U.S.C. Section 719) and its related facilities.

Page 17610

(28) Tower unprinted amendment No. 1142, dealing with tax-exempt obligations (pollution control facilities acquired by regional pollution control authority).

Page 17615

(29) Gorton unprinted amendment No. 1143, providing a special transition rule for certain aircraft.

Page 17616

(30) D'Amato unprinted amendment No. 1144, dealing with restrictions on the financing of certain facilities.

Page 17617

(31) By 59 yeas to 39 nays, D'Amato unprinted amendment No. 1145, removing tax-exempt interest as an item of tax preferences for individuals.

Page 17620

(32) Durenberger unprinted amendment No. 1146, dealing with employee allocation of gross receipts.

Page 17621

(33) By 70 yeas to 25 nays, Pryor unprinted amendment No. 1147, deleting provisions relating to employer reporting with respect to tips.

Page 17621

(34) Danforth-Percy unprinted amendment No. 1150, dealing with redemptions from noncorporate

Notices of Hearings: Page 18536

Committee Authority To Meet: Page 18549

Additional Statements: Page 18549

Confirmations: Page 18561

Record Votes: Six record votes were taken today. (Total—271)

Pages 18471, 18476, 18478, 18479, 18480, 18505

Recess: Senate convened at 9:30 a.m., and recessed at 7:15 p.m., until 9:30 a.m., on Friday, July 30, 1982. (For Senate program, see remarks of Senator Baker in today's Record on page 18561.)

## *Committee Meetings*

### AGRICULTURAL EMBARGOES AND SANCTITY OF CONTRACTS

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Finance and Monetary Policy concluded hearings on S. 2357, and S. 2410, bills prohibiting the Federal government from imposing export restrictions on agricultural commodities which interfere with certain valid export contracts, and S.J. Res. 185, establishing U.S. policy concerning commercial food exports, after receiving testimony from Bruce Halley, American Farm Bureau Federation, Washington, D.C.; Donald E. Henderson, Indiana Farm Bureau, Inc., Indianapolis; Charles Hamon, Valley Falls, Kansas, and John Baize, Washington, D.C., both on behalf of the American Soybean Association; Russell Arndt, LaCrosse, Indiana, and Michael Hall, Washington, D.C., both on behalf of the National Corn Growers Association; Donald Loeslie, Warren, Minnesota, and Carl Swensen, Washington, D.C., both on behalf of the National Association of Wheat Growers; Robbin S. Johnson, and Alan Holbert, both of Cargill, Inc., Minneapolis, Minnesota; Phil St. Clair, A. E. Staley, Decatur, Illinois; Donald N. Chartier, Dave Fulton, and Jerry Waters, all representing Farmland Industries, Hutchinson, Kansas, and Bernard Steinwig, Continental Grain, New York City.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Robert G. Dederick, of Illinois, to be Under Secretary of Commerce for Economic Affairs, after the nominee, who was introduced by Representative Derwinski, testified and answered questions in his own behalf.

### COAL DISTRIBUTION AND UTILIZATION

*Committee on Energy and Natural Resources:* Committee continued markup of S. 1844, to facilitate the development of interstate coal pipeline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest, but did not complete action thereon, and will meet again on Wednesday, August 4.

### HYDROPOWER RESOURCES

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power concluded hearings on S. 1918, establishing the Northeast-Midwest States Hydropower Financing Authority to make lower cost loans and loan guarantees for hydropower development, after receiving testimony from Senator Specter; Edward J. Hanrahan, Deputy Director, Office of Policy Planning and Analysis, Department of Energy; Pennsylvania Lt. Governor William W. Scranton, III, William F. Matson, Allegheny Electric Cooperative and Great Lakes Electric Consumers Association, and Richard Cairo, Susquehanna River Basin Commission, all of Harrisburg, Pennsylvania; Michael McDowell, Committee on Power for the Southwest, Edmond, Oklahoma; and Alex Radin, American Public Power Association, and Morgan Dubrow, National Rural Electric Cooperative Association, both of Washington, D.C.

### CLEAN WATER ACT

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded hearings on proposals authorizing funds for and revising certain provisions of the Clean Water Act (P.L. 95-217), including:

S. 777, providing for the issuance of permits for the discharge of dredged or fill material into navigable waters under specified conditions, after receiving testimony from Senator Tower; I. M. Rice, Trinity Improvement Association, Irving, Texas, representing the Texas Water Conservation Association; Jame O. Jones, Espey, Huston and Associates, Inc., Austin, Texas; Jay D. Hair, National Wildlife Federation, Washington, D.C.; and Sharron Stewart, Texas Environmental Coalition, Lake Jackson; and

S. 2652, authorizing funds through fiscal year 1987 for programs conducted under the Federal Water Pollution Control Act, and S. 2280, declaring that "discharge of a pollutant or pollutants" does not include effects upon water quality resulting solely from the impoundment of waters or the release of impounded waters or the methods of such release, after receiving testimony from A. Kenneth Dunn, Idaho Department of Water Resources, Boise, and Henry Silberman, Maryland Department of Natural Resources, Annapolis, both representing the Interstate Conference of Water Problems; John A. Rosholt, Twin Falls, Idaho, representing the National Water Resources Association; John Gibson, Pacific Gas & Electric Co., San Francisco, California, representing the Edison Electric Institute; David G. Burwell, National Wildlife Federation, Washington, D.C., and James R. Whitely, Missouri Department of Conservation, Columbia.

Testimony was also received on certain provisions of the Clean Water Act from Delegate deLugo.

## UNEMPLOYMENT COMPENSATION BENEFITS

*Committee on Finance:* Committee concluded hearings on extending the duration of unemployment compensation benefits after receiving testimony from Senators Robert C. Byrd, Riegle, Metzenbaum, Levin, Mathias, and Sarbanes; John Cogan, Assistant Secretary of Labor for Policy Evaluation and Research; William B. Lewis, Administrator, Employment Security Administration, and James Van Erden, Supervisory Actuary, Division of Actuarial Services, both of the Department of Labor; Bert Seidman, AFL-CIO, and Eric J. Oxfeld, Chamber of Commerce of the United States, both of Washington, D.C.; Edward A. Sherman, Pennsylvania Keystone Joint Board of the Amalgamated Clothing and Textile Workers Union, Allentown, Pennsylvania; Libby Leonard, Oregon Employment Security Agency, Salem, representing the Interstate Conference of Employment Security Agencies, Inc.; Frank Brechling, University of Maryland, College Park; Martina Ginter, representing the Pennsylvania Public Interest Coalition, Pittsburgh; and Thomas Glynn, representing the Philadelphia Unemployment Project, Philadelphia, Pennsylvania.

## THRESHOLD TEST BAN

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the Threshold Testban Verification negotiations and the Peaceful Nuclear Explosions Agreement from Admiral Jonathan Howe, Director, Bureau of Politico-Military Affairs, Department of State; Eugene D. Rostow, Director, Arms Control and Disarmament Agency; and officials of the Central Intelligence Agency.

## NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Richard H. Ellis, of Virginia, for the rank of Ambassador during the tenure of his service as U.S. Commissioner on the U.S.-U.S.S.R. Consultative Commission, after the nominee, who was *introduced by Senator* Warner, testified and answered questions in his own behalf.

## PROTECTION OF FOREIGN CONSULAR POSTS

*Committee on Foreign Relations:* Committee held hearings on S. 2675, authorizing the Secretary of State to reimburse State and local governments for providing protection with respect to foreign consular posts located in the U.S. outside the area of Washington, D.C., receiving testimony from Robert M. Sayre, Director, Office for Combatting Terrorism, Department of State; Commander George Morrison, Los Angeles Police Department, and James F. Seeley and Arnold Cordova, both on behalf of the City of Los Angeles, all of Los Angeles, California; Kenneth Conboy, New York City Police Department, Gillian Sorensen, New York City Commission for the United Nations and for the Consular Corps, and Julian Spirer, all on behalf of the City of New York.

Hearings were recessed subject to call.

## VOLUNTARY PRAYER IN SCHOOLS

*Committee on the Judiciary:* Committee held hearings on S.J. Res. 199, proposed Constitutional amendment providing for voluntary prayer in public schools, receiving testimony from Senators Helms and Hatfield; Representative Kindness; Rabbi Seymour Siegel, Jewish Theological Seminary of America, and Nathan Z. Dershowitz, American Jewish Congress, both of New York City; John M. Murphy, Knights of Columbus, New Haven, Connecticut; Ed McAteer, Religious Roundtable, Arlington, Virginia; Dean Kelley, representing the National Council of Churches, Millville, New York; Jimmy R. Allen, Radio and Television Commission of the Southern Baptist Convention, Fort Worth, Texas; and Charles Bergstrom, Lutheran Council in the U.S.A., Robert Dugan, Jr., National Association of Evangelicals, and Gary Jarmin, Project Prayer, all of Washington, D.C.

Hearings continue on Wednesday, August 18.

## MISSING CHILDREN

*Committee on the Judiciary:* Committee approved for reporting with amendments S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located.

## SMOKING AND HEALTH

*Committee on Labor and Human Resources:* Committee began consideration of proposed legislation establishing a program to increase the availability to the American public of information on the health consequences of smoking and thereby improve informed choice, but did not complete action thereon, and recessed subject to call.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters for officials of the intelligence community, but made no announcements, and will meet again on Thursday, August 12.

## FBI UNDERCOVER OPERATIONS

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:*

Committee continued hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, focusing on the origin and initiation of undercover activities, standards for targeting suspects, continuation, modification and termination of such activities, techniques used, management and supervision of undercover operations and undercover agents and informants, coordination in such operations between the Department of Justice and the FBI, and costs versus the effectiveness of these law enforcement techniques, receiving testimony from Irvin Nathan, Arnold and Porter, former Assistant Attorney General, Criminal Division, Department of Justice, Robert B. Fiske, Jr., Davis, Polk, and Wardwell, former U.S. Attorney for the Southern District of New York, and John Jacobs, former Supervisory Attorney, Organized Crime Strike Force (Brooklyn, New York), Department of Justice, all of New York City.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 6892–6909; 1 private bill, H.R. 6910; and 8 resolutions, H.J. Res. 555–558, H. Con. Res. 386-388, and H. Res. 543 were introduced.

Page 18684

**Bills Reported:** Reports were filed as follows:

H.R. 2276, amended, H.R. 2277, amended; H.R. 2520, amended; and S. 191, all private bills (H.R. 97–679 through H.R. 96–682, respectively);

H.R. 6812, to limit the salaries and expenses of certain offices within the Department of the Treasury and the Department of Housing and Urban Development, amended (H. Rept. 97–683);

H.R. 6666, to amend the joint resolution of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building (H. Rept. 97–684); and

H.R. 6786, to amend Public Law 96–432 relating to the United States Capitol Grounds to authorize additional funds for the acquisition of certain property for addition to the United States Capitol Grounds (H. Rept. 97–685). Page 18684

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of August 3.

Page 18562

**Adjournment Waiver:** Agreed to H. Con. Res. 386, relating to adjournment to a date certain during remainder of the Ninety-seventh Congress.

Page 18562

**Committee Election:** Agreed H. Res. 543, electing Representative Ashbrook to the Committee on Merchant Marine and Fisheries.

Page 18563

**Subcommittee to Sit:** Subcommittee on Energy Research and Production of the Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, August 3, and Wednesday, August 4.

Page 18567

**Defense Authorization:** By a yea-and-nay vote of 290 yeas to 73 nays, Roll No. 232, the House passed H.R. 6030, Department of Defense Authorization Act for fiscal year 1983.

Rejected a motion to recommit the bill to the Committee on Armed Services.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that redesignates the Federal Emergency Management Agency as the Civil Disaster Agency;

An amendment that prohibits the military services from purchasing a foreign-made general purpose vehicle for use in the foreign country unless the foreign manufacturer wins a competitive bid against the United States manufacturer;

An amendment that imposes a one year restriction on the sale or transfer of naval vessels to foreign countries unless specifically authorized by law;

An amendment that prohibits the contracting out for firefighting and security at military bases, except for the renewal of existing contracts (agreed to by a division vote of 69 ayes to 33 noes);

An amendment that requires the Department of Defense to evaluate and report to Congress on ways to implement the recommendations of a study of the Army and Air National Guard;

An amendment that requires the Secretary of Defense to conduct a study on the feasibility of requiring cadets at the military academies and each member of the Reserve Officers' Training Corps program to study at least one foreign language for not less than two years;

An amendment that prohibits the construction of any naval vessel, or major component thereof, in a foreign shipyard, except when the President provides Congress with 30 days notice that it is in the interest of the national security of the United States;

An amendment that permits the Superintendent of the United States Military Academy to accept and administer any gift or bequest of $20,000 or less with specifications that it be used for the benefit of the Academy; and

An amendment, as amended, that reduces by 1 per cent the total authorization of the bill (agreed to by a recorded vote of 235 ayes to 135 noes, Roll No.

231). Earlier, the amendment to the amendment was agreed to by a recorded vote of 238 ayes to 136 noes, Roll No. 230.

Rejected:

An amendment that sought to reduce civil defense funding by $108 million (rejected by a recorded vote of 163 ayes to 240 noes, Roll No. 226);

An amendment that sought to delete $336.7 million from the research, development, test, and evaluation authorization for the Trident II missile, $26 million from the title I authorization for the production of equipment for carrying the Trident II missile on the Trident Submarine, and add $26 million for the procurement of the AXE anti-air base missile (rejected by a recorded vote of 89 ayes to 312 noes, Roll No. 227);

An amendment that sought to prohibit the military service from purchasing foreign-made administrative motor vehicles without the use of competitive bidding and that such provisions would be nonapplicable to contracts and agreements for an amount less than $50,000 or to contracts and agreements already in existence;

An amendment that sought to reduce by 50 percent over the next four years the number of military personnel stationed abroad (rejected by a recorded vote of 87 ayes to 314 noes, Roll No. 228);

An amendment to the foregoing amendment that sought to exempt from such withdrawal provisions any NATO member which had increased its defense spending by at least 3 percent in real terms over the preceding year;

An amendment that sought to prohibit the use of funds for the procurement of combat rations for the Armed Forces unless such rations are packaged inside the United States;

An amendment that sought to prohibit certain defense expenditures to provide personal services to defense personnel, including a prohibition against members of the armed services serving as personal aides to generals or flag officers;

An amendment that sought to prohibit the purchase of administrative motor vehicles manufactured outside the United States after September 30, 1982 (rejected by a division vote of 44 ayes to 109 noes);

An amendment that sought to authorize the Secretary of Defense to establish a Military Preparedness Grain Reserve to be used in the event of a national defense emergency (rejected by a division vote of 7 ayes to 122 noes);

An amendment that sought to prohibit expenditure of authorized funds in violation of balanced budget provisions in law;

An amendment that sought to limit to $92.8 million the expenditure for military bands during fiscal year 1983; and

An amendment that sought to reinstate the provisions of the Renegotiation Act of 1951.

An amendment was withdrawn that sought to prohibit home porting of United States naval vessels in Japan.

Subsequently, this passage was vacated and S. 2248, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

The House then insisted on its amendments to S. 2248, and asked a conference with the Senate. Appointed as conferees: Representatives Price, Bennett, Stratton, White, Nichols, Brinkley, Mollohan, Dan Daniel, Dickinson, Whitehurst, Spence, Beard, Mitchell of New York, and Holt; and Representatives Boland, Mineta, and Robinson, solely for consideration of differences regarding intelligence-related activities; and Representatives Brooks, Fountain, Fascell, Horton, and Erlenborn, solely for consideration of section 1011 of the House amendments and modifications committed to conference.

The Clerk was authorized to make technical corrections, including section numbers, punctuation, and cross references in the engrossment of the House amendments to S. 2248.

Page 18568, 18686

**Late Reports:** Committee on the Judiciary received permission to have until 6 p.m. on Friday, July 30, to file a report on H.R. 4374, Shipping Act of 1982; Committee on Public Works and Transportation received permission to have until midnight tonight to file a report on H.R. 6666, to amend the joint resolution of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building, and H.R. 6786, to amend Public Law 96–432 relating to the United States Capitol Grounds to authorize additional funds for the acquisition of certain property for addition to the United States Capitol Grounds; and Committee on Agriculture received permission to have until midnight on Friday, July 30, to file a report on H.R. 6156, to clarify the jurisdiction of the Securities Exchange Commission and the definition of security, and H.R. 6011, Alabama Wilderness Act of 1982.

Page 18609

**Intelligence Authorizations:** House disagreed to the amendment of the Senate to H.R. 6068, Intelligence Authorization Act for Fiscal Year 1983; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Boland, Zablocki, Mineta, Stump, Rose, Gore, Robinson, Whitehurst, and Young of Florida, and for matters within the jurisdiction of the Committee on Armed Services: Representatives Price, Stratton, and Dickinson.

Page 18609

**Supplemental Appropriations 1982:** By a yea-and-nay vote of 282 yeas to 111 nays, Roll No. 229, the

House passed H.R. 6863, making supplemental appropriations for the fiscal year ending September 30, 1982.

Agreed to:

An amendment that recommends $5 billion for the Commodity Credit Corporation of which not more than $500 million shall be available for export credit loans; and

An amendment that provides that not more than $42 million of the Community Service Employment for Older Americans appropriation shall be for grants to the States.

Rejected:

An amendment that sought to prohibit the use of any funds to implement any quota base systems;

An amendment that sought to prohibit the use of any funds to prevent the practice of voluntary prayer or meditation in public schools; and

An amendment that sought to prohibit the expenditure of funds in violation of balanced budget provisions in law.

Points of order were sustained against:

The language of the bill recommending $5 billion additional capital for the Commodity Credit Corporation of which not less than $500 million was available to restore the export credit loan program and increased the permanent borrowing authority by $5 million;

An amendment that sought to prohibit the use of Commodity Credit Corporation funds for price support loans for agricultural commodities for which there was not a guaranteed interest rate of not less than 9 percent per year;

The language of the bill recommending disapproval of $100,000 of the $1,015,000 proposed deferral for the Bureau of the Census;

The language of the bill recommending the financing of $30 million in direct loans for the Economic Development Administration from the Economic Development Revolving Fund;

The language of the bill recommending that $2.5 million of the proposed deferral of $5 million for the Business Loan and Investment Fund of the SBA be disapproved;

The language of the bill recommending that the proposed deferral of $3 million for the Surety Bond Guarantees Revolving Fund of the SBA be disapproved;

An amendment that sought to provide $350 million for the Economic Support Fund to be allocated for the Caribbean Basin Initiative;

An amendment that sought to provide $1 billion for Housing Production Assistance Payments of the Department of Housing and Urban Development;

The language of the bill recommending $600 million for the Special Assistance Functions Fund of the Government National Mortgage Association; and

The language of the bill recommending $168.5 million of the Community Service Employment for Older Americans program specifically for national contractors and $42 million for grants to the States.

Page 18609

**Budget Deferrals:** Agreed to H. Res. 474, to disapprove the Historic Preservation Fund deferral; H. Res. 475, to disapprove the Land and Water Conservation Fund deferral; H. Res. 476, to disapprove the Urban Park and Recreation deferral; H. Res. 479, to disapprove the strategic petroleum reserve deferral; H. Res. 493, to disapprove the land acquisition United States Fish and Wildlife Service deferral; and H. Res. 494, to disapprove the construction and anadromous is deferral.

Page 18642

**Energy Emergency Preparedness:** House agreed to the conference report on S. 2332, to amend the Energy Policy and Conservation Act to extend certain authorities relating to the International Energy Program, to provide for the Nation's energy emergency preparedness—clearing the measure for Senate action.

Page 18674

**Adjournment:** Met at 10 a.m. and adjourned at 9:01 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURES; BUDGET RECONCILIATION

*Committee on Agriculture:* Ordered reported the following bills: H.R. 6422, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain land previously conveyed to the State of Connecticut; H.R. 6011, amended, to designate certain lands in the Bankhead National Forest, Ala., as a wilderness area and to incorporate such wilderness area into the Sipsey Wilderness; H.R. 6195, to direct the Secretary of Agriculture to release a reversionary interest held by the United States in certain lands located in Christian County, Ky., so that such lands may be used for cemetery purposes; and H.R. 6892, to provide changes in legislation to meet reconciliation requirements of the First Concurrent Budget Resolution—fiscal year 1983—for the House Committee on Agriculture.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on capitalization of industrial fund equipment. Testimony was heard from L. Paul Dube, Director for Operations, Office of the Assistant Secretary of Defense (Comptroller) and representatives of the various services.

## HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies approved for full Committee action fiscal year 1983 HUD-Independent Agencies appropriations bill.

## MILITARY MEDICAL FACILITIES

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities and the Subcommittee on Military Personnel and Compensation held a joint hearing on the following bills: H.R. 3278, to amend title 10, United States Code, to provide additional standards for determining the amount of space to be programed for military retirees and their dependents in medical facilities of the uniformed services, and H.R. 3017, to amend title 10 of the United States Code to allow the Secretary concerned to take into consideration various factors in determining the amount of space in military medical facilities programed for retired members of the uniformed services and their dependents. Testimony was heard from Representatives Holt and Fazio; Dr. John F. Beary III, Acting Assistant Secretary for Health Affairs, Department of Defense; Maj. Gen. Quinn H. Becker, Deputy Surgeon General of the Army; VAdm. J. William Cox, Surgeon General of the Navy and Lt. Gen. Paul M. Myers, Surgeon General of the Air Force.

## TEXAS BILINGUAL EDUCATION AUDITS

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on the Texas bilingual education audits. Testimony was heard from James Thomas, Inspector General, Department of Education and public witnesses.

## NUCLEAR WASTE POLICY ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 6598, Nuclear Waste Policy Act of 1982.

Will continue August 3.

## EXTRADITION ACT; PRESIDENTIAL CERTIFICATION ON EL SALVADOR

*Committee on Foreign Affairs:* Ordered reported H.R. 6046, Extradition Act of 1982.

The Committee also held a hearing on Second Presidential Certification on El Salvador. Testimony was heard from the following officials of the Department of State: Thomas O. Enders, Assistant Secretary for Inter-American Affairs and Elliott Abrams, Assistant Secretary for Human Rights and Humanitarian Affairs and Nestor Sanchez, Deputy Assistant Secretary of Defense for Inter-American Affairs.

## IRANIAN PERSECUTION; HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations approved for full Committee action H. Con. Res. 378, to condemn the Iranian persecution of the Baha'i community.

The Subcommittee also held a hearing on religious persecution as a Violation of Human Rights (Part V), Jews in the Soviet Union and Eastern Europe. Testimony was heard from public witnesses.

## CONGRESSIONAL REPORTS ELIMINATION ACT; REPORTS

*Committee on Government Operations:* Subcommittee on Legislation and National Security approved for full Committee action as amended H.R. 6005, to discontinue or amend certain requirements for agency reports to Congress.

Prior to this action, the Subcommittee held a hearing on H.R. 6005. Testimony was heard from Christopher C. DeMuth, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget and Arthur J. Corazzini, Deputy Director, Program Analysis Division, GAO.

The Subcommittee also approved the following reports: "Failure of Federal Departments and Agencies to Collect Audit-Related Debts;" "Failure of the Air Force and Navy to Develop Common Radar Warning Receivers Is Costly;" and "DOD Wastes Billions by Duplicating Base Support Services."

## COMMITTEE REPORTS

*Committee on Government Operations:* Subcommittee on Manpower and Housing approved the following reports: "Improvement Needed in Department of Housing and Urban Development's Effort to Avoid Single Family Mortgage Foreclosure," and "Stronger Support for Coordinated Federal Policy on Voluntarism Needed at ACTION."

## MISCELLANEOUS MEASURES; WOLF TRAP FARM PARK ACT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended the following bills: H.R. 5627, to direct the Secretary of the Interior to release certain restrictions contained in a previous conveyance of land to the State of Florida to purchase the mineral interests of the United States in such land; H.R. 5652, to authorize and direct the Secretary of the Interior to convey certain real property to the Pershing County Water Conservation District; H.R. 6029, to authorize the Secretary of the Interior to acquire by exchange certain lands within the Indiana Dunes National Lakeshore in the State of Indiana; and H.R. 6419, to direct the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University.

The Subcommittee also held a hearing on H.R. 6875, Wolf Trap Farm Park Act of 1982. Testimony was heard from Representative Wolf; Russell E. Dickenson, Director, National Park Service, Department of the Interior; Roger Stevens, Chairman of the Board, John F. Kennedy Center for the Performing Arts and public witnesses.

### NEW HAMPSHIRE-VERMONT COMPACT; TORT CLAIMS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the following measures: H.R. 5288, granting the consent of Congress to the compact between the States of New Hampshire and Vermont concerning solid waste and a clean bill to be introduced in lieu of H.R. 24, to amend title 28 of the United States Code to provide for an exclusive remedy against the United States in suits based upon acts or omissions of U.S. employees, to provide a remedy against the United States with respect to constitutional torts, to establish procedures whereby a person injured by a constitutional tort may initiate and participate in a disciplinary inquiry with respect to such tort.

### RIGHTS OF EMPLOYED INVENTORS

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 6635, to create a comprehensive Federal system for determining the ownership of and amount of compensation to be paid for inventions made by employed persons, and H.R. 4732, to amend title 35 of the United States Code to set Federal standards for permissible employee preinvention. Testimony was heard from public witnesses.

### FALSE IDENTIFICATION CRIME CONTROL ACT

*Committee on the Judiciary:* Subcommittee on Crime began markup of H.R. 352, False Identification Crime Control Act of 1981.

### WATER POLLUTION CONTROL

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on possible amendments to the Federal Water Pollution Control Act. Testimony was heard from Representatives Porter and Sensenbrenner and public witnesses.

### COAL PIPELINE ACT

*Committee on Public Works and Transportation:* On July 28, the Committee ordered reported as amended H.R. 4230, Coal Pipeline Act of 1981.

### AGRICULTURE RESEARCH POLICY

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment concluded hearings on National Agriculture Research Policy. Testimony was heard from Representative Akaka; Dr. Denis Prager, Associate Director, Human Resources and Social and Economic Policy, Office of Science and Technology Policy; Dr. John L. Brooks, Division Director of Environmental Biology, NSF and public witnesses.

### CRITICAL MATERIALS ACT

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials approved for full Committee action as amended H.R. 4281, Critical Materials Act of 1981.

## *Joint Meeting*

### AVIATION INSURANCE PROGRAM

*Conferees* agreed to file a conference report on H.R. 5930, amending the Federal Aviation Act of 1958, extending the authority of the Secretary of Tranportation to provide certain aviation insurance and reinsurance.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, July 30, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 18726–18786*

**Bills Introduced:** Four bills and one resolution were introduced, as follows: S. 2795–2798, and S.J. Res. 224.

Page 18768

**Bills Reported:** Reports were made as follows:

S. Res. 426, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 3467, authorizing funds for fiscal years 1983 and 1984 for the U.S. Arms Control Agency.

S. Res. 427, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1889, authorizing funds for the establishment of a national institution to promote international peace and resolution of international conflict.

Page 18768

**Balanced Budget-Tax Limitation Constitutional Amendment:** Senate continued consideration of S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decisionmaking procedures.

Senate will continue consideration of the joint resolution and amendments proposed thereto on Monday, August 2, which is under a time agreement.

Senator Dodd will be recognized to call up an amendment, on which there is 3 hours for debate. (No rollcall votes will occur before 12 noon.)

Pages 18730, 18756

**Energy Emergency Preparedness:** Senate agreed to the conference report on S. 2332, extending until August 1, 1983, the expiration date of section 252 of the Energy Policy and Conservation Act, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program.

Page 18745

**Export Trade:** Senate disagreed to the amendments of the House to S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies, agreed to the request for a conference with the House thereon, and appointed as conferees Senators Garn, Heinz, Armstrong, Chafee, Danforth, Riegle, Proxmire, Dodd, and Dixon.

Page 18766

**Committee Authority:** The Committee on Energy and Natural Resources was authorized until 6 p.m. today (Friday, July 30) to report S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior. Page 18786

**Messages From the House:** Page 18766

**Measures Ordered Held at Desk:** Page 18766

**Statements on Introduced Bills:** Page 18768

**Amendments Submitted for Printing:** Page 18777

**Notices of Hearings:** Page 18778

**Committee Authority To Meet:** Page 18779

**Additional Statements:** Page 18779

**Recess:** Senate convened at 9:30 a.m., and recessed at 1:45 p.m., until 11 a.m., on Monday, August 2, 1982. (For Senate schedule, see remarks of Senator Baker in today's Record on page 18726.)

## *Committee Meetings*

### PENNSYLVANIA AVENUE/PARKS/MEMORIALS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following proposals:

S. 2715 and S. 1349, designating franchise fees paid by concessioners operating in National Park units to be used for improvements in park physical facilities, after receiving testimony from C. Ray Arnett, Assistant Secretary of the Interior for Fish, Wildlife, and Parks; Russell E. Dickenson, Director, National Park Service, Department of the Interior; and Rudolph A. Peterson and John Bryant, both of the National Park Foundation, Rex G. Maughan and Alan Howe, both of the Conference of National Park Concessioners, and Destry Jarvis, National Parks and Conservation Association, all of Washington, D.C.;

S. 2752, authorizing additional funds for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House, after receiving testimony from Max N. Berry, Chairman of the Board; Alexander K. Milin, Financial Advisor, and Jerry Smedley, Director of Real Estate, all of the Pennsylvania Avenue Development Corporation; and John Wiebenson, Metropolitan Washington Planning and Housing Association, Washington, D.C.; and

S. 2754, establishing the Cape Cod National Seashore in Massachusetts; S. 2755, establishing the Sleeping Bear Dunes National Lakeshore in Michigan; S. 2757, establishing the Cape Lookout National Seashore in North Carolina; H.R. 6290, authorizing funds for land acquisition for each aforementioned bill, including S. 2754, S. 2755, S. 2757, listed above, and for the Voyageurs National Park in Minnesota, and S. 2756, authorizing additional funds for Perry's Victory and International Peace Memorial National Monument on South Bass Island, Ohio, after receiving testimony from Russell E. Dickenson, Director, National Park Service, Department of the Interior.

### U.S.S.R. GAS PIPELINE

*Committee on Foreign Relations:* Subcommittee on International Economic Policy concluded hearings to discuss the President's decision to expand sanctions to prevent the export of oil and gas equipment and technology to the Soviet Union, after receiving testimony from Lionel Olmer, Under Secretary of Commerce for International Trade; James L. Buckley, Under Secretary of State for Security Assistance, Science and Technology; Hugh P. Donaghue, Control Data Corporation, Rockville, Maryland, on behalf of the U.S. Council for International Business; Edward A. Hewett, Brookings Institution, Washington, D.C.; Julius Katz, ACLI International, Inc., White Plains, New York; and Michael A. Wright, Cameron Iron Works, Houston, Texas, on behalf of the Chamber of Commerce of the United States.

### CONSTITUTION IMPLICATIONS OF ARMS REDUCTIONS RESOLUTION

*Committee on the Judiciary:* Subcommittee on Separation of Powers held hearings on the constitutional and strategic implications of S.J. Res. 212, calling on the United States to seek deep reductions in strategic offensive arms in the proposed START talks (pending on Senate Calendar), receiving testimony from Senators Garn, Helms, and Symms; A. Richard Richstein, General Counsel, U.S. Arms Control and Disarmament Agency; Harry Almond, National War College, and Paul D. Kamenar, the Washington Legal Foundation, both of Washington, D.C.; and Grover Rees, University of Texas Law School, Austin.

Hearings were recessed subject to call.

---

# House of Representatives

## *Chamber Action*

The House was not in session today. The next meeting will be at 12 noon, Monday, August 2.

## *Committee Meetings*

### NATURAL GAS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on natural gas issues. Testimony was heard from Kerry Baugher, Mayor, Tamns, Illinois and public witnesses.

Hearings continue August 6.

### COW CREEK BAND OF UMPQUA TRIBE OF INDIANS RECOGNITION ACT

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 6588, Cow Creek Band of Umpqua Tribe of Indians Recognition Act. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary of Indian Affairs, Department of the Interior and public witnesses.

# *Monday, August 2, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 18829–18916*

**Bills Introduced:** Two bills and two resolutions were introduced, as follows: S. 2799–2800, and S. Res. 439–440.

Page 18903

**Bills Reported:** Reports were made as follows:

Reported Friday, July 30, during the recess:

S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–512)

Reported today:

S. Res. 439, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2305, listed above. Referred to the Committee on the Budget.

Special Report on Allocation of Budget Totals Set Forth in the First Concurrent Resolution on the Budget, S. Con. Res. 92, 97th Congress. (S. Rept. No. 97–513)

H.R. 4347, providing for the development of the WEB Rural Water Development Project in South Dakota, and for studies within the Pick-Sloan Missouri River Basin, with an amendment in the nature of a substitute (S. Rept. No. 97–514).

S. Res. 440, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4347, listed above. Referred to the Committee on the Budget.

Page 18903

**Balanced Budget-Tax Limitation Constitutional Amendment:** Senate continued consideration of S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decisionmaking procedures, and the following additional amendments proposed thereto, as follows:

Page 18835

(1) Dodd unprinted amendment No. 1167 (printed Amendment No. 2009), in the nature of a substitute, to provide for a statutory basis for a budget that requires that any increase in outlays be financed by an equivalent increase in revenues.

Page 18835

(2) Mathias-Baucus Amendment No. 1931, to provide a statutory basis for a balanced budget.

Page 18863

(3) Moynihan modified Amendment No. 1928, to provide that total outlays may exceed receipts by the same amount by which total outlays for national de-

fense exceeds the total outlays for national defense in the preceding fiscal year.

Page 18884

(4) Cranston Amendment No. 1996, to require the President to submit a balanced budget for each fiscal year to the Congress, and to include with such budget a statement with respect to the monetary and credit aggregates.

Page 18890

(5) Cranston Amendment No. 1989, to eliminate limitations on the power of Congress to appropriate funds or reduce or increase revenues.

Page 18892

(6) Armstrong-Boren unprinted amendment No. 1169 (printed Amendment No. 2010), to provide that, on and after the date the article takes effect, the amount of Federal public debt limit as of such date shall become permanent and there shall be no increase in such amount unless three-fifths of the whole number of both Houses of Congress shall have passed a bill approving such increase and such bill has become law.

Page 18894

Senate will continue consideration of the joint resolution and amendments proposed thereto on Tuesday, August 3. A series of back-to-back rollcall votes will occur on pending amendments commencing at 11 a.m.

Messages From the House: Page 18901

Measures Referred: Page 18902

Communications: Page 18902

Statements on Introduced Bills: Page 18903

Amendments Submitted for Printing: Page 18905

Notices of Hearings: Page 18905

Committee Authority To Meet: Page 18905

Additional Statements: Page 18905

**Recess:** Senate convened at 11 a.m., and recessed at 7:24 p.m., until 10 a.m., on Tuesday, August 3, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 18915.)

## *Committee Meetings*

### CARIBBEAN BASIN ECONOMIC DEVELOPMENT

*Committee on Finance:* Committee held hearings on S. 2237, extending trade and tax incentives to promote economic development in the Caribbean Basin and Central American region, receiving testimony from George P. Shultz, Secretary of State; Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; Donald T. Regan, Secretary of the Treasury; David MacDonald, Deputy United States Trade Representative; Resident Commissioner Corrada del Rio; Puerto Rico Governor Carlos Romero-Barcelo, San Juan; David Rockefeller, on behalf of the U.S.-Jamaican Business Council, the Americas Society, the Council for the Americas, and the CBI Coalition, New York City; Sam F. Segnar, InterNorth, Omaha, Nebraska, on behalf of the CBI Coalition and Caribbean-Central American Action; Leory Weiner, Airway Industries, Inc., Ellwood City, Pennsylvania; and Stephen Koplan and Elizabeth Jager, both of the AFL-CIO, and Stanley Nehmer, Economic Consulting Services, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

### EL SALVADOR

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on Presidential certifications on conditions in El Salvador from John McMahon, Deputy Director, Central Intelligence Agency.

Committee will meet again on tomorrow.

### INSANITY DEFENSE

*Committee on the Judiciary:* Committee resumed hearings on S. 818, S. 1558, S. 1106, S. 2658, S. 2669, S. 2672, S. 2678, and S. 2745, bills limiting the insanity defense, establishing a Federal criminal verdict of "not guilty only by reason of insanity," and establishing procedures for dealing with defendants obtaining such a verdict, receiving testimony from A. L. Halpern, United Hospital, Port Chester, New York; Richard J. Bonnie, University of Virginia Institute of Law, Psychiatry and Public Law, Charlottesville; and William A. Carnahan, LeBoeuf, Lamb, Leiby and MacRae, Washington, D.C.

Hearings continue on Wednesday, August 4.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 6911-691, 1 private bill, H.R. 6914; and 4 resolutions, H.J. Res. 559-561, and H. Res. 544 were introduced.

Page 18827

**Bills Reported:** Reports were filed as follows:

H.R. 5235, to amend the Sherman Act, the Clayton Act, and the Federal Trade Commission Act to exclude from the application of such Acts certain conduct involving exports, amended (H. Rept. 97-686); and

H.R. 6892, to provide changes in legislation to meet reconciliation requirements of the First Concurrent Budget Resolution—fiscal year 1983—f the House Committee on Agriculture, amended (H. Rept. 97–687).

Page 18827

**Consent Calendar:** On the call of the Consent Calendar, the House passed and sent to the Senate as amended the following bills:

*New Mexico lands:* H.R. 4568, to direct the Secretary of the Interior to release on behalf of the United States certain restrictions contained in a previous conveyance of land to the city of Albuquerque, New Mexico; and

*Per capita payments to Indians:* H.R. 4365, to provide the per capita payments to Indians may be made by tribal governments.

Page 18787

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Gold medals:* H.R. 4647, to award special congressional gold medals to Fred Waring, the widow of Joe Louis, and Louis L'Amour;

Page 18790

*Mary McLeod Bethune historic site:* H.R. 6091, amended, to designate the Mary McLeod Bethune Council House in Washington, District of Columbia, as a national historic site;

Page 18797

*Congressional Cemetery:* H.R. 6033, amended, relating to the preservation of the historic Congressional Cemetery in the District of Columbia for the inspiration and benefit of the people of the United States;

Page 18800

*Gateway recreation area:* S. 2218, to provide for the development and improvement of the recreation facilities and programs of Gateway National Recreation Area through the use of funds obtained from the development of methane gas resources within the Fountain Avenue Landfill site by the city of New York—clearing the measure for the President;

Page 18802

*Anti-Arson Act:* H.R. 6454, to amend title 18, United States Code, to clarify the applicability of offenses involving explosives and fire; and

Page 18814

*Risk analysis:* H.R. 6159, amended, to establish a program under the coordination of the Office of Science and Technology Policy for improving the use of risk analysis by those Federal agencies concerned with regulatory decisions related to the protection of human life, health, and the environment.

Page 18817

**Late Report:** Committee on Agriculture received permission to have until midnight tonight to file a report on H.R. 6892, to provide changes in legislation to meet reconciliation requirements of the First Concurrent Budget Resolution—fiscal year 1983—for the House Committee on Agriculture.

Page 18814

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, August 4:

*Police and firefighters death benefits:* H.R. 756, amended, to amend title 5 of the United States Code to provide death benefits to survivors of Federal law enforcement officers and firefighters; and

Page 18793

*Alabama wilderness:* H.R. 6011, amended, to designate certain lands in the Bankhead National Forest, Alabama, as a wilderness area and to incorporate such wilderness area into the Sipsey Wilderness.

Page 18803

**Referrals:** Five Senate-passed measures were referred to the appropriate House committees.

Page 18823

**Adjournment:** Met at noon and adjourned at 1:56 p.m.

## *Committee Meetings*

### STRATEGIC PETROLEUM RESERVE

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on possible fraud, mismanagement, ultimate size and regional reserve of the Strategic Petroleum Reserve. Testimony was heard from the following officials of the Department of Energy: William Vaughan, Assistant Secretary for Environmental Protection, Safety, and Emergency Preparedness and Richard Furiga, Deputy Assistant Secretary for Strategic Petroleum Reserve and public witnesses.

### WILD AND SCENIC RIVERS ACT AMENDMENTS

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 6827, to amend the Wild and Scenic Rivers Act with respect to certain rivers in the State of Oregon. Testimony was heard from J. B. Hilmon, Associate Deputy Chief for National Forest System, Forest Service, USDA and a public witness.

# Résumé of Congressional Activity

## SECOND SESSION OF THE NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through July 31, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 94 | 92 | ... |
| Time in session | 647 hrs., 22' | 385 hrs., 22' | ... |
| Congressional Record: | | | |
| Pages of proceedings | 9,522 | 4,930 | ... |
| Extensions of Remarks | ... | ... | 3,604 |
| Public bills enacted into law | 40 | 41 | 81 |
| Private bills enacted into law | 2 | 11 | 13 |
| Bills in conference | 6 | 11 | ... |
| Bills through conference | 2 | 2 | ... |
| Measures passed, total | 313 | 258 | 571 |
| Senate bills | 100 | 32 | ... |
| House bills | 56 | 88 | |
| Senate joint resolutions | 34 | 18 | |
| House joint resolutions | 20 | 24 | |
| Senate concurrent resolutions | 17 | 10 | ... |
| House concurrent resolutions | 10 | 17 | |
| Simple resolutions | 76 | 69 | |
| Measures reported, total | *313 | *248 | 561 |
| Senate bills | 155 | 9 | ... |
| House bills | 32 | 164 | ... |
| Senate joint resolutions | 35 | ... | ... |
| House joint resolutions | 2 | 9 | ... |
| Senate concurrent resolutions | 12 | 1 | ... |
| House concurrent resolutions | 3 | 4 | ... |
| Simple resolutions | 67 | 61 | ... |
| Special reports | 5 | 12 | ... |
| Conference reports | 2 | 6 | ... |
| Measures pending on calendar | 229 | 123 | ... |
| Measures introduced, total | 1,096 | 2,162 | 3,258 |
| Bills | 793 | 1,604 | ... |
| Joint resolutions | 87 | 178 | |
| Concurrent resolutions | 56 | 146 | |
| Simple resolutions | 160 | 234 | |
| Quorum calls | 43 | 11 | ... |
| Yea-and-nay votes | ... | 137 | |
| Recorded votes | 271 | 84 | |
| Bills vetoed | 1 | 5 | 6 |
| Vetoes overridden | 1 | 1 | |

* These figures include all measures reported, even if there was no accompanying report. A total of 204 reports have been filed in the Senate, a total of 266 reports have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through July 31, 1982

Army nominations, totaling 29,036, disposed of as follows:

| | |
|---|---|
| Confirmed | 28,179 |
| Unconfirmed | 856 |
| Withdrawn | 1 |

Navy nominations, totaling 19,943 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 18,352 |
| Unconfirmed | 1,591 |

Air Force nominations, totaling 6,208 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 6,207 |
| Unconfirmed | 1 |

Marine Corps nominations, totaling 1,650, disposed of as follows:

| | |
|---|---|
| Confirmed | 1,649 |
| Unconfirmed | 1 |

Civilian nominations, totaling 2,301 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 2,184 |
| Unconfirmed | 90 |
| Withdrawn | 19 |
| Superseded by 1982 renomination confirmations | 8 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session) | 59,138 |
| Total confirmed | 56,571 |
| Total unconfirmed | 2,539 |
| Total withdrawn | 20 |
| Total superseded by 1982 renomination confirmations | 8 |

## *Tuesday, August 3, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 19021–1915*

**Bills Introduced:** Seven bills and three resolutions were introduced, as follows: S. 2801–2807, S.J. Res. 225–226, and S. Res. 441.

Page 19104

**Bills Reported:** Reports were made as follows:

S. 2329, establishing an Efficiency Advisory Roundtable to assist the Advisory commission on Intergovernmental Relations in its activities concerning the New Federalism (with additional views) (S. Rept. No. 97–515).

H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, with amendments (S. Rept. No. 97–516).

Page 19104

**Balanced Budget—Tax Limitation Constitutional Amendment:** Senate continued consideration of S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decisionmaking procedures, taking action on additional amendments proposed thereto as follows:

Pages 19027, 19096

Adopted:

By 51 yeas to 45 nays, Armstrong-Boren Amendment No. 2010, to provide that, on and after the date the article takes effect, the amount of Federal public debt limit as of such date shall become permanent and there shall be no increase in such amount unless three-fifths of the whole number of both Houses of Congress shall have passed a bill approving such increase and such bill has become law. (By 40 yeas to 56 nays, Senate rejected a motion to reconsider the previous vote.)

Page 19041

Rejected:

(1) By 25 yeas to 70 nays, Dodd-Hart Amendment No. 2009, in the nature of a substitute, to provide for a statutory basis for a budget which requires that any increase in outlays be financed by an equivalent increase in revenues.

Page 19028

(2) By 28 yeas to 67 nays, Mathias-Baucus Amendment No. 1931, to provide a statutory basis for a balanced budget.

Page 19034

(3) By 12 yeas to 83 nays, Moynihan modified Amendment No. 1928, to provide that total outlays may exceed receipts by the same amount by which total outlays for national defense exceeds the total outlays for national defense in the preceding fiscal year.

Page 19034

(4) By 36 yeas to 58 nays, Cranston Amendment No. 1996, to require the President to submit a balanced budget for each fiscal year to the Congress, and to include with such budget a statement with respect to the monetary and credit aggregates.

Page 19034

(5) By 18 yeas to 76 nays, Cranston Amendment No. 1989, to eliminate limitations on the power of Congress to appropriate funds or reduce or increase revenues.

Page 19034

(6) By unanimous vote of 96 nays, Cohen unprinted amendment No. 1170, to provide for standing and judicial review.

Page 19048

(7) By 45 yeas to 52 nays, Exon unprinted amendment No. 1171, to require the President to submit an advisory statement of receipts and outlays for each fiscal year to the Congress.

Page 19053

(8) By 23 yeas to 74 nays, Hart modified Amendment No. 1940 to provide a statutory basis for a capital expenditures and operating expenditures budget.

Page 19057

(9) By 23 yeas to 72 nays, Tsongas Amendment No. 1985, to require the President to submit a balanced budget for fiscal year 1984 and succeeding fiscal years.

Page 19062

(10) By 37 yeas to 60 nays, Levin unprinted amendment No. 1172, to allow a majority of the Congress to vote for deficit spending legislation once three-fifths of the Congress has declared a national emergency.

Page 19068

(11) By 47 yeas to 51 nays, Heflin-Randolph modified unprinted amendment No. 1173, to permit additional outlays in the case of an unforeseen and imminent threat to the national security.

Page 19073

(12) By 32 yeas to 65 nays, Bumpers-Ford unprinted amendment No. 1174, in the nature of a substitute.

Page 10987

(13) By 10 yeas to 85 nays, Biden unprinted amendment No. 1175, in the nature of a substitute.

Page 19092

Pending is Cranston-Moynihan Amendment No. 1945, in the nature of a substitute, on which there is 2 hours for debate.

Page 19096

Senate will continue consideration of the joint resolution and amendments proposed thereto on

Wednesday, August 4, with a vote on passage to occur at no later than 12 noon.

**Department of Defense Authorizations, 1983:** Senate disagreed to the amendments of the House to S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense, agreed to the request for a conference thereon, and appointed as conferees Senators Tower, Thurmond, Goldwater, Warner, Humphrey, Cohen, Jepsen, Quayle, Denton, Brady, Stennis, Jackson, Cannon, Harry F. Byrd, Jr., Nunn, Hart, Exon, and Levin; and for the consideration of Section 1122, pertaining to the Inspector General section of the bill, Senators Roth and Eagleton.

Page 19048

**Omnibus Reconciliation Act of 1982—Agreement:** A unanimous consent agreement was reached providing that following the disposition of S.J. Res. 58 (Balanced Budget-Tax Limitation Constitutional Amendment) on Wednesday, August 4, Senate will proceed to the consideration of S. 2774, Omnibus Reconciliation Act of 1982, and that a vote on passage thereof will occur at no later than 4 p.m., on Thursday, August 5.

Page 19072

**Messages from the House:** Page 19103

**Measures Referred:** Page 19104

**Measures Ordered Held at Desk:** Page 10104

**Measures Ordered Placed on Calendar:** Page 19104

**Statements on Introduced Bills:** Page 19104

**Amendments Submitted for Printing:** Page 19121

**Notices of Hearings:** Page 19122

**Committee Authority To Meet:** Page 19122

**Additional Statements:** Page 19123

**Record Votes:** Fifteen record votes were taken today. (Total—286)

Pages 19053, 919057, 19072 10973, 10928, 19034, 19035, 10943, 19047, 10987, 19091, 10994

**Recess:** Senate convened at 10 a.m., and recessed on Wednesday, August 4, 1982, at 12:12 a.m., until 9 a.m., the same day.

# *Committee Meetings*

## SUPPLEMENTAL APPROPRIATIONS

*Committee on Appropriations:* Committee ordered favorably reported with amendments H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982 for the Federal Government.

## BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported the following business items:

An original bill (S. 2812) authorizing funds for fiscal year 1983 for national security programs of the Department of Energy, in lieu of S. 2286; and 2,454 routine military nominations in the Army, Navy, Air Force, and Marine Corps.

## NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of Richard W. Heldridge, of California, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

## ECONOMIC REVIEW

*Committee on the Budget:* Committee continued hearings to discuss the Administration's mid-year economic review, focusing on recent economic developments and the status of the fiscal year 1982 budget, receiving testimony from David Stockman, Director, Office of Management and Budget.

Hearings continue on tomorrow.

## COAL RESERVES

*Committee on Energy and Natural Resources:* Subcommittee on Energy and Mineral Resources concluded hearings on S. 2704, revising certain provisions relating to the lease and production of coal reserves, after receiving testimony from Garrey Carruthers, Assistant Secretary of the Interior for Land and Water Resources; Richard M. Holsten, Jr., Pittsburgh and Midway Coal Mining Company, Denver, Colorado, representing the National Coal Association; Charles Dietrich, Utah International, San Francisco, California, and Thomas Lloyd, U.S. Steel Mining Company Inc., Pittsburgh, Pennsylvania, both representing the American Mining Congress; Karl Gawell, National Wildlife Federation, and Michael S. Koleda, National Council on Synthetic Fuels Production, both of Washington, D.C.; Dave Albersworth, representing the Western Organization of Resource Councils, Billings Montana; and H. De Forest Ralph, Coastal States Energy Company, Houston, Texas.

## SOIL CONSERVATION PROJECTS

*Committee on Environment and Public Works:* Subcommittee on Water Resources approved for full committee consideration the following soil conservation service projects:

Upper Mud River, West Virginia;
Little Calumet River, Illinois;
South Zumbro River, Minnesota; and
Mozingo Creek, Missouri.

Also, the subcommittee recommended full committee approval of new Corps of Engineers construction starts recommended by the Administration.

### EL SALVADOR

*Committee on Foreign Relations:* Committee concluded hearings on Presidential certifications on conditions in El Salvador, after receiving testimony from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; Peter Askin, Director, Office of Central American and Panamanian Affairs, Agency for International Development; Elliott Abrams, Assistant Secretary of State for Human Rights and Humanitarian Affairs; Lt. General Wallace H. Nutting, USA, Commander in Chief, U.S. Southern Command; Thomas Anderson, Eastern Connecticut State College, Windham; William Doherty, American Institute of Free Labor Development, Morton Halperin, American Civil Liberties Union, and Daniel James, Committee for Free Elections in El Salvador, all of Washington, D.C.; James Finn, Freedom House, and William Ford, New Jersey Inter-Religious Task Force on El Salvador, both of New York City; and Michael Donovan, Danbury, Connecticut.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 5 public bills, H.R. 6915–6919; 1 private bill, H.R. 6920; and 6 resolutions, H.J. Res. 562 and 563, H. Con. Res. 389, and H. Res. 545–547 were introduced.

Page 19015

**Reports Filed:** Reports were filed as follows:

Report entitled "Revised Report of the Committee on Veterans' Affairs Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 97–688);

Report entitled "Committee on Interior and Insular Affairs Subdivision Among Subcommittees of Budget Allocation for Fiscal Year 1983" (H. Rept. 97–689);

H. Res. 545, providing for the consideration of H.R. 6307, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1983 and 1984 (H. Rept. 97–690);

H. Res. 546, providing for the consideration of H.R. 6308, to insure rail safety, provide for the preservation of rail service, transfer responsibility for the Northeast Corridor improvement project to Amtrak (H. Rept. 97–691);

H. Res. 547, providing for the consideration of H.R. 6812, to limit the salaries and expenses of certain offices within the Department of the Treasury and the Department of Housing and Urban Development (H. Rept. 97–692);

Conference report on S. 1193, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (H. Rept. 97–693); and

Report entitled "Report of Committee on Merchant Marine and Fisheries Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 97–694).

Page 19015

**Journal:** By a yea-and-nay vote of 333 yeas to 25 nays with 2 voting "present", Roll No. 233, the House approved the Journal of Monday, August 2.

Page 18942

**Private Calendar:** On the call of the Private Calendar, the house passed over without prejudice the following bills: H.R. 1547, H.R. 1352, and H.R. 1830.

Further reading of the Private Calendar was dispensed with after calendar number 45.

Page 18942

**Committee to Sit:** Committee on Energy and Commerce received permission to sit during the proceedings of the House under the 5-minute rule today.

Page 18943

**Defense Authorization:** By a yea-and-nay vote of 372 yeas, Roll No. 234, the House agreed that the conference committee meetings between the House and the Senate on S. 2248, Department of Defense Authorization Act for Fiscal Year 1983, be closed to the public at such times as classified national security information is under consideration.

Page 18946

**C–5B Aircraft:** House agreed to lay on the table H. Res. 512, directing the Secretary of Defense to furnish certain information to the House of Representatives relating to procurement of the C–5B aircraft.

Page 18946

**Foreign Trade:** House voted to suspend the rules and pass H.R. 5235, amended, to amend the Sherman Act, the Clayton Act, and the Federal Trade Commission Act to exclude from the application of such Acts certain conduct involving exports. Agreed to amend the title.

Page 18951

**Civil Service Reconciliation:** By a yea-and-nay vote of 268 yeas to 128 nays, Roll No., 236, the House passed H.R. 6862, to reduce budget authority and outlays under certain civil service programs pursuant to the first concurrent resolution on the budget—fiscal year 1983.

By a yea-and-nay vote of 160 yeas to 236 nays, Roll No. 235, rejected a motion to recommit the bill to the Committee on Post Office and Civil Service with instructions that the committee report changes in laws within the jurisdiction of that committee sufficient to reduce budget authority and outlays in accordance with the provisions of S. Con. Res. 92, the first concurrent resolution on the budget for fiscal year 1983, and submit such recommendations promptly to the Committee on the Budget pursuant to the provisions of S. Con. Res. 92, the Congressional Budget Act of 1974 (Public Law 93-344), and the Rules of the House.

Page 18955

**Subcommittee to Sit:** Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries received permission to sit during the proceedings of the House under the 5-minute rule on Wednesday, August 4.

Page 18971

**Mount St. Helens Volcanic Area:** House disagreed to the amendments of the Senate to H.R. 6530, to establish the Mount St. Helens National Volcanic Area; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives de la Garza, Udall, Weaver, Seiberling, Foley, Williams of Montana, Brown of California, Skeen, Clausen, Morrison, Pashayan, and Chappie.

Page 18986

**Radio Marti:** House continued consideration of H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Incorporated; but came to no resolution thereon. Proceedings under the 5-minute rule are to continue on Wednesday, August 4.

Pending when the Committee of the Whole rose was the amendment of the Committee on Energy and Commerce and a substitute to that amendment that seeks to require Radio Marti to use the facilities and frequency of the Voice of America in Marathon, Florida.

By a yea-and-nay vote of 361 yeas to 20 nays, Roll No. 237, the House agreed to resolve itself into the Committee of the Whole.

Rejected an amendment to the amendment of the Committee on Energy and Commerce that sought to require the Federal Communications Commission, in consultation with the Department of Commerce, to determine which frequencies would be used if AM frequencies were authorized for Radio Marti (rejected by a recorded vote of 136 ayes to 244 noes with 2 voting "present," Roll No. 238).

Page 18986

**Committee Resignation:** Read and accepted a letter of resignation from Representative Shaw wherein he resigns from the Committee on Merchant Marine and Fisheries.

Page 19002

There were no quorum calls.

**Adjournment:** Met at noon and adjourned at 6:39 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Intelligence Programs. Testimony was heard from representatives of the Defense Intelligence Agency.

The Subcommittee also held a hearing on Medical Activities. Testimony was heard from Dr. John Beary, III, Acting Assistant Secretary of Defense for Health Affairs and representatives of the Army, Navy and Air Force.

### DISAPPROVAL RESOLUTION

*Committee on Education and Labor:* Ordered reported H. Con. Res. 388, disapproving certain regulations submitted to the Congress on July 29, 1982, with respect to the Education Consolidation and Improvement Act of 1981.

### VOCATIONAL EDUCATION ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963, with emphasis on occupational information. Testimony was heard from public witnesses.

### CHILD LABOR REGULATIONS

*Committee on Education and Labor:* Subcommittee on Labor Standards concluded oversight hearings on the Department of Labor proposals to amend the child labor regulations under the Fair Labor Standards Act. Testimony was heard from public witnesses.

### NUCLEAR WASTE POLICY ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 6598, Nuclear Waste Policy Act of 1982.

Will continue tomorrow.

### EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on Second Presidential Certification on El Salvador (Part II), the Land Reform Program. Testimony was heard from public witnesses.

### NUCLEAR NON-PROLIFERATION ACT AMENDMENTS

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on the following bills: H.R. 6032, Nuclear Nonproliferation Policy Act of 1982 and H.R. 6318, Nuclear Non-proliferation

Amendments of 1982. Testimony was heard from Representatives Bouquard, Udall, and Markey and public witnesses.

## FDA'S NEW DRUG APPROVAL PROCESS

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources held a hearing on FDA's New Drug Approval process. Testimony was heard from Dr. Arthur Hull Hayes, Jr., Commissioner, FDA, Department of Health and Human Services.

Hearings will continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 6539, to authorize the Secretary of the Interior to acquire certain lands for inclusion in the Saratoga National Historical Park, in the State of New York; H.R. 4687, to revise the boundaries of the Saratoga National Park in the State of New York; S. 1540, to revise the boundaries of the Saratoga National Historical Park in the State of New York, and H.R. 3787, to amend sections 10 and 11 of the act of October 21, 1970 (Public Law 97–479; 16 U.S.C. 460X), entitled "An Act To Establish in the State of Michigan the Sleeping Bear Dunes National Lakeshore." Testimony was heard from Representatives Broomfield, Vander Jagt, and Solomon; Mary Lou Grier, Deputy Director, National Park Service, Department of the Interior and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Water and Power Resources approved for full committee action the following bills: S. 1628, to amend the Emergency Fund Act (Act of June 26, 1948, 62 Stat. 1052); S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90–537 (82 Stat. 885), as amended by Public Law 95–578 (92 Stat. 2471), and Public Law 96–375 (94 Stat. 1505), and S. 1621, to authorize the replacement of existing pump casings in southern Nevada water project pumping plants 1A and 2A.

## FALSE IDENTIFICATION CRIME CONTROL ACT

*Committee on the Judiciary:* Subcommittee on Crime approved for full committee action a clean bill to be introduced in lieu of H.R. 352, False Identification Crime Control Act of 1981.

## BALANCED BUDGET

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued hearings on H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures. Testimony was heard from Donald T. Regan, Secretary of the Treasury and public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES; ALLOCATION OF TOTALS

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended the following bills: H.R. 6520, to transfer the authority of the Secretary of Transportation under the act commonly known as the Truman-Hobbs Act to the Secretary of the Army; H.R. 6580, Sailing School Vessels Act of 1982; H.R. 6804, to provide subsistence allowances for members of the Coast Guard officer candidate program; H.R. 6813, to amend the Federal Boat Safety Act of 1971; H.R. 1489, to permit the transportation of passengers between Puerto Rico and other U.S. ports on foreign-flag vessels when U.S. flag service for such transportation is not available; H.R. 4828, to set aside certain surplus vessels for use in the provision of health and other humanitarian services to developing countries, and H.R. 5906, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to clarify provisions relating to claims, financial responsibility and civil penalties.

The Committee also approved a report containing allocation of totals in compliance with the requirements of section 302(b) of the Budget Act.

## RESOURCE CONSERVATION AND RECOVERY REAUTHORIZATION ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6307, Resource Conservation and Recovery Reauthorization Act of 1982. Testimony was heard from Representatives Florio, Gramm, Roe, Fithian, Broyhill, Lent and Hammerschmidt.

## RAIL SAFETY AND SERVICE IMPROVEMENT ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6308, Rail Safety and Service Improvement Act of 1982. Testimony was heard from Representatives Florio, Seiberling and Lent.

## SALARIES AND EXPENSES LIMITATION ACT

*Committee on Rules:* Granted a modified closed rule providing one hour of debate on H.R. 6812, Salaries and Expenses Limitation Act. Testimony was heard from Chairman St Germain, and Representatives Panetta and Stanton.

## MISCELLANEOUS MEASURES

*Committee on Science and Technology:* Ordered reported the following measures: H. Res. 514, commemorating July 1, 1982, which is the 25th anniversary of the beginning of the International Geophysical Year and reaffirming the commitment of the House of Representatives to international cooperation in the sciences; and to mark up the following: H. Con. Res. 204, expressing the sense of Congress that to encourage educational programs in science and technology, a National Science Center for Communications and Electronics should be established, and a clean bill to be introduced in lieu of H.R. 6245, Humane Care and Development of Substitutes for Animals in Research Act.

Prior to this action, the Committee held a hearing on H. Res. 514. Testimony was heard from Representative Wirth and Dr. Thomas F. Malone, National Research Council, National Academy of Sciences.

### NUCLEAR NON-PROLIFERATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production held a hearing on the Technical Aspects of Nuclear Non-Proliferation: Safeguards. Testimony was heard from Ralph E. Caudle, Director, Office of Safeguards and Security, Department of Energy; William Dircks, Executive Director for Operations, NRC; Dr. Allan L. Sessoms, Acting Director, Office of Nuclear Technology and Safeguards, Department of State and Dr. Joerg H. Menzel, Chief, Nuclear Safeguards Technology Division, Bureau of Nuclear and Weapons Control, Arms Control and Disarmament Agency.

Hearings continue tomorrow.

### STRUCTURAL FAILURES

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Structural Failures. Testimony was heard from Dr. Edward Pfrang, Chief of Structures Division, National Bureau of Standards, Department of Commerce; Lloyd Duscha, Chief of Engineering Division, U.S. Army Corps of Engineers and public witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws, but did not complete action thereon, and will meet again tomorrow.

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and recessed subject to call.

### AUTHORIZATIONS—NRC

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, August 4, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 19169–19309*

**Bills Introduced:** Three bills and one resolution were introduced, as follows: S. 2808–2810, and S. Res. 442.

Page 19282

**Bills Reported:** Reports were made as follows:

S.J. Res. 188, authorizing and requesting the President to designate March 1, 1983, as "National Recovery Room Nurses Day."

Page 19282

**Measures Passed:**

*Committee on Governmental Affairs:* Committee on Rules and Administration was discharged from the further consideration of S. Res. 431, increasing the limitation on expenditures by the Committee on Governmental Affairs for the training of professional staff, and the resolution was agreed to.

Page 19272

*Financial Integrity Act of 1982:* Committee on Governmental Affairs was discharged from the further consideration of H.R. 1526, requiring each Federal agency to submit an annual report to the President on the adequacy of its internal accounting and administrative control systems, and the bill was passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 864, Senate companion measure, after rejecting a committee amendment thereto, but agreeing to Stevens (for Roth) unprinted amendment No. 1179, in the nature of a substitute.

S. 864, Senate companion measure, was indefinitely postponed.

Page 19272

*Success of the Space Shuttle Test Flight:* Senate passed H.J. Res. 541, concerning the successful completion of the test flight phase of the Space Shuttle program, after agreeing to Stevens (for Hayakawa and Cranston) unprinted amendment No. 1180, in the nature of a substitute.

Page 19276

*Georgia Day:* Senate agreed to S. Res. 442, designating February 12, 1983, as "Georgia Day," and urging all citizens to join in the recognition of this anniversary with appropriate activity. Page 19234

***Balanced Budget—Tax Limitation Constitutional Amendment:*** By 69 yeas to 31 nays, two-thirds of those Senators present and voting, voting in the affirmative, Senate passed S.J. Res. 58, proposed constitutional amendment altering Federal fiscal decisionmaking procedures, after rejecting the following additional amendment proposed thereto:

By 27 yeas to 73 nays, Cranston-Moynihan Amendment No. 1945, in the nature of a substitute.

Page 19169

**Omnibus Reconciliation Act of 1982:** Senate began consideration of S. 2774, providing for reconciliation pursuant to Section 2 of the first concurrent resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, taking action on amendments proposed thereto as follows:

Pages 19235, 19269

Adopted:

(1) Stevens unprinted amendment No. 1176, to retain present law regarding when Civil Service retirement benefits would end and/or begin.

Page 19269

(2) Packwood unprinted amendment No. 1177, relating to membership on the Interstate Commerce Commission.

Page 19270

(3) Packwood unprinted amendment No. 1178, of a technical and clarifying nature, relating to Coast Guard Retirement Benefits.

Page 19271

Rejected:

(1) By 48 yeas to 51 nays, Riegle Amendment No. 2007, to apply the 4 percent limitation on the cost-of-living adjustment of annuities only to annuities of Members of Congress who retire after the date of enactment of the Act.

Page 19247

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, August 5. A vote on final passage will occur at not later than 4 p.m.

**Confirmations:** Senate confirmed the following nominations:

Robert G. Dederick, of Illinois, to be Under Secretary of Commerce for Economic Affairs.

Richard W. Heldridge, of California, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Maj. Gen. Charles G. Cooper, to be Lt. General in the U.S. Marine Corps.

Page 19311

**Nominations:** Senate received the following nominations:

Elizabeth H. Adams, of California, Alice W. Algood, of Tennessee, Anne C. Badham, of California, Fucheng R. Hsu, of New Jersey, Caroline H. Hume, of California, Liles B. Williams, of Mississippi, Craig C. Black, of Pennsylvania, Ann D. Haffner, of Virginia, and Dorothy J. Tyson, of California, each to be a Member of the National Museum Services Board.

Routine lists of Navy and Coast Guard nominations.

Page 19310

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the Fifth Report on Title VI of the Housing and Community Development Act of 1974 (Manufactured Housing). Referred to the Committee on Banking, Housing, and Urban Affairs. (P.M.–160)

(2) Transmitting the second annual report covering calendar year 1981 prepared by the Department of Energy on the Federal coordination of factors and data used in the development of building energy conservation standards. Referred to the Committee on Energy and Natural Resources. (P.M.–161)

Page 19279

| | |
|---|---|
| **Messages From the President:** | Page 19279 |
| **Measures Referred:** | Page 19280 |
| **Communications:** | Page 19280 |
| **Statements on Introduced Bills:** | Page 19282 |
| **Notices of Hearings:** | Page 19287 |
| **Committee Authority To Meet:** | Page 19288 |
| **Additional Statements:** | Page 19288 |
| **Nominations:** | Page 19310 |
| **Confirmations:** | Page 19311 |

**Record Votes:** Three record votes were taken today. (Total—289)

Pages 19184, 19229, 19267

**Recess:** Senate convened at 9 a.m., and recessed at 6:34 p.m., until 9 a.m., on Thursday, August 5, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 19309.)

## *Committee Meetings*

### ECONOMIC REVIEW

*Committee on the Budget:* Committee continued hearings to discuss the Administration's mid-year economic review, focusing on recent economic developments and the status of the fiscal year 1982 budget, receiving testimony from Donald T. Regan, Secretary of the Treasury.

Committee recessed subject to call.

### PUBLIC LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following bills:

H.R. 861, designating additional national scenic and historic trails, after receiving testimony from Gary Cargill, Associate Deputy Chief, National Forest Systems, U.S. Forest Service, Department of Agriculture; Mary Lou Grier, Deputy Director, National Park Service, Department of the Interior; Dave Startzell, Appalachian Trail Conference, Harpers Ferry, West Virginia; Scott Johnson, Potomac Appalachian Trail Club, and William Kemsley, American Hiking Association, both of Washington, D.C.; JoAnn Dolan, New York-New Jersey Trail Conference, New York City; Jeanette Fitzwilliams, National Trails Council, Alexandria, Virginia; Thomas S. Deans, Appalachian Mountain Club, Boston, Massachusetts; Ron Strickland, Pacific Northwest Trails Association, Seattle, Washington; and Louise Marshall, Sign Post Trails Association, Lynwood, Washington; and

S. 894, exempting rural electric cooperatives and rural telephone cooperatives from payment of rental fees for rights-of-way granted to them with respect to public lands and lands within the National Forest System, after receiving testimony from Lynn H. Engdahl, Special Assistant to the Director, Bureau of Land Management, Department of the Interior; Ray Jilek, West Plains Electric Co-op Inc., and Thomas E. Harris, Consolidated Telephone Cooperative, both of Dickinson, North Dakota; Frank T. Dottle, Dell Telephone Cooperative, Dell City, Texas; Harold C. Ebaugh, Triangle Telephone Cooperative Association, Inc., Havre, Montana; Larry Backstorm, Arrowhead Electric Co-op, Inc., Lutsen, Minnesota; Warren Fraser, Tri County Electric Association Inc., Sundance, Wyoming; Vernon D. Dalton, Clover Valley, Wells, Nevada, on behalf of the National Rural Electric Cooperative Association; and Kirk Betts, Ely, Ritts, Pietrowski and Brookfield, Houston, Texas, on behalf of Deep East Texas Electric Cooperative Inc., Houston County Electric Cooperative Inc., Jasper-Newton Electric Cooperative Inc., Mid South Electric Cooperative Association, and Sam Houston Electric Cooperative Inc.

### SUPERFUND

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, P.L. 96–510 (Superfund), focusing on enforcement efforts, fund-financed actions, national contingency plans, and Love Canal, after receiving testimony from Rita M. Lavelle, Assistant Administrator for Solid Waste and Emergency Response, Courtney Riordan, Acting Assistant Administrator for Research and Development, William Hedeman, Director, Office of Emergency and Remedial Response, and Gene Lucero, Acting Director, Office of Waste Programs Enforcement, all of the Environmental Protection Agency; Carol E. Dinkens, Assistant Attorney General for Land and Natural Resources, Department of Justice; Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services; Bruce Blanchard, Director, Office of Environmental Project Review, Department of the Interior; Captain Charles R. Corbett, Chief, Marine Environmental Response Division, Office of Marine Environmental Systems, U.S. Coast Guard; Khristine L. Hall, and Ellen Silbergeld, both of the Environmental Defense Fund, and Jay D. Hair, National Wildlife Federation, all of Washington, D.C.; George Tyler, New Jersey Department of Environmental Protection, Trenton; Jeffrey R. Diver, Waste Management, Inc., Oak Brook, Illinois, representing the National Solid Waste Management Association; and Daniel McGrade, Stauffer Chemical Company, Westport, Connecticut, representing the Chemical Manufacturers Association.

### TOXIC SUBSTANCES CONTROL ACT

*Committee on Environment and Public Works:* Subcommittee on Toxic Substances and Environmental Oversight concluded oversight hearings on the implementation of the Toxic Substances Control Act by the Environmental Protection Agency, after receiving testimony from John A. Todhunter, Assistant Administrator for Pesticides and Toxic Substances, Environmental Protection Agency; J. Clarence Davies, The Conservation Foundation, Washington, D.C.; Jacqueline M. Warren, Natural Resources Defense Council, New York City; E. Hamilton Hurst, Nalco Chemical Company, Oak Brook, Illinois, representing the Chemical Manufacturers Association; and Michael J. Scott, Mooney Chemicals, Inc., Cleveland, Ohio, representing the Synthetic Organic Chemical Manufacturers Associations.

### WEST BEIRUT

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on recent Israeli action in West Beirut from officials of the Central Intelligence Agency, and on the diplomatic situation with regard to West Beirut from Ambassador Richard Fairbanks, Special Negotiator for Middle East Autonomy.

## EL SALVADOR

*Committee on Foreign Relations:* Subcommittee on Western Hemisphere Affairs held hearings on economic and social reforms in El Salvador, receiving testimony from Otto Reich, Assistant Administrator for Latin America and the Caribbean, and Peter Askin, Director, Office of Central American and Panamanian Affairs, both of the Agency for International Development.

Hearings continue on tomorrow.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

H.R. 3517, authorizing the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands, with an amendment;

S. 2297, revising certain provisions of the Bankruptcy Reform Act of 1978, to protect the interests of shopping centers and their tenants in the event of a bankruptcy, with an amendment in the nature of a substitute;

S. 2671, establishing a Commission on the Bicentennial of the Constitution to plan and coordinate observances and activities commemorating the events culminating in the framing of the Constitution, with an amendment;

S. 2552, establishing penalties for the murder, manslaughter, assault, threat against, extortion, or kidnapping of officers or employees within the intelligence community, with an amendment; and

The nominations of Antonin Scalia, of Illinois, to be U.S. Circuit Judge for the District of Columbia Circuit, Michael M. Mihm, to be U.S. District Judge for the Central District of Illinois, Frederick J. Scullin, Jr., to be U.S. Attorney for the Northern District of New York, Larry D. Thompson, to be U.S. Attorney for the Northern District of Georgia, and Faith P. Evans, to be U.S. Marshal for the District of Hawaii.

Prior to this action, the committee concluded hearings on the nominations of Messrs. Scalia and Mihm, listed above, and Harry W. Wellford, of Tennessee, to be U.S. Circuit Judge for the Sixth Circuit, and Bruce M. Selya, to be U.S. District Judge for the District of Rhode Island, after the nominees testified and answered questions in their own behalf. Mr. Wellford was introduced by Senators Baker and Sasser, and testimony was received in his behalf from Odell Horton, U.S. District Judge for the Western District of Tennessee, and S. Shepherd Tate, both of Memphis, Tennessee; and Messrs. Scalia and Mihm were introduced by Senator Percy.

## INSANITY DEFENSE

*Committee on the Judiciary:* Committee concluded hearings on S. 818, S. 1558, S. 1106, S. 2658, S. 2669, S. 2672, S. 2678, and S. 2745, bills limiting the insanity defense, establishing a Federal criminal verdict of "not guilty only be reason of insanity," and establishing procedures for dealing with defendants obtaining such a verdict, after receiving testimony from Alexander Harvey II, U.S. District Judge for the District of Maryland, on behalf of Judicial Conference of the United States; Robert L. Sadoff, University of Pennsylvania School of Medicine, Philadelphia, on behalf of the American Psychiatric Association; John Monahan, University of Virginia School of Law, Charlottesville, on behalf of the American Psychological Association and the Association for the Advancement of Psychology; and Shirley Starr, Evanston, Illinois.

## CARL ALBERT CONGRESSIONAL RESEARCH AND STUDIES CENTER

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts and Humanities concluded hearings on S. 1405, making grants to assist in the development of the Carl Albert Congressional Research and Studies Center at the University of Oklahoma, after receiving testimony from Senator Boren; Representatives Bolling and McCurdy; William E. Leuchtenberg, Woodrow Wilson International Center for Scholars, Smithsonian Institution; Ronald M. Peters, the University of Oklahoma, Norman; Walter Rundell, Jr., University of Maryland, College Park, and Michael Malbin, American Enterprise Institute for Public Policy Research, Washington, D.C.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 17 public bills, H.R. 6921–6937; and 2 resolutions, H.J. Res. 564, and H. Con. Res. 390 were introduced.

Page 19462

**Bills Reported:** Reports were filed as follows:

H.R. 5988, to provide for an Indian housing program for construction and financing of housing for Indians, amended (H. Rept. 97–695); and

H.R. 6444, to amend the patent law to restore the term of the patent grant for the period of time that nonpatent regulatory requirements prevent the marketing of a patented product, amended (H. Rept. 97–696).

Page 19462

**Presidential Messages:** Received and read the following messages from the President:

*Building energy conservation:* Transmitting the annual report of the Department of Energy on the federal coordination of factors and data used to develop building energy conservation standards—referred to the Committee on Banking, Finance and Urban Affairs and the Committee on Energy and Commerce; and

*Manufactured housing:* Transmitting the annual report on manufactured housing, pursuant to the National Manufactured Housing Construction and Safety Standards Act—referred to the Committee on Banking, Finance and Urban Affairs.

Page 19322

**Police and Firefighters Death Benefits:** By a yea-and-nay vote of 327 yeas to 82 nays, Roll No. 239, the House voted to suspend the rules and pass H.R. 756, amended, to amend title 5 of the United States Code to provide death benefits to survivors of Federal law enforcement officers and firefighters. This bill was debated on Monday, August 2.

Page 19322

**Alabama Wilderness:** By a yea-and-nay vote of 349 yeas to 59 nays, Roll No. 240, the House voted to suspend the rules and pass H.R. 6011, amended, to designate certain lands in the Bankhead National Forest, Alabama, as a wilderness area and to incorporate such wilderness area into the Sipsey Wilderness. Agreed to amend the title. This bill was debated on Monday, August 2.

Page 19323

**Tax Amendments:** Speaker appointed Representatives Dingell, Wirth, and Broyhill as conferees on H.R. 4961, to make miscellaneous changes in the tax laws, solely for consideration of section 395 of the Senate amendments and modifications committed to conference, vice Representatives Dingell, Waxman, Scheuer, Broyhill, and Madigan.

Page 19324

**Subcommittee to Sit:** Subcommittee on Space Science and Applications of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule.

Page 19324

**Job Training Partnership Act:** By a yea-and-nay vote of 356 yeas to 52 nays, Roll No. 244, the House passed H.R. 5320, to establish a community public-private training and employment assistance system and to provide employment and training services.

Rejected a motion to recommit the bill to the Committee on Education and Labor with instructions that it be reported back forthwith containing an amendment that sought to substitute new language for the Job Training and Employment Assistance provisions of the bill, increasing the roles of state and private industry council in the administration of job training programs (rejected by a yea-and-nay vote of 189 yeas to 218 nays, Roll No. 243).

Agreed To:

The committee amendment in the nature of a substitute;

An amendment, as amended, that authorizes such sums as may be necessary, rather than specific dollar amounts, to carry out the provisions of the Act for fiscal year 1983 and succeeding fiscal years, except $650 million for the Job Corps for fiscal year 1983;

An amendment that authorizes the Secretary of Labor to establish performance criteria appropriate to programs carried out by states, for assistance to displaced workers, programs for native Americans and migrant and seasonal farmworkers, and with respect to programs carried out by prime sponsors;

An amendment that adds energy conservation and renewable energy development provisions to the bill;

An amendment that adds language relating to health and safety standards, workers compensation, retirement fund contributions, impairment of collective bargaining contracts, union organizing, and dislocated workers;

An amendment that requires governors to provide special services funds for training of older workers and includes older workers under the displaced worker program;

A clarifying amendment;

An amendment that clarifies the liability of prime sponsor contractors;

An amendment that requires arrangements be made with employers as to length of employee classroom and worksite training times;

An amendment, as amended by a substitute, that sets a 70 percent minimum expenditure of funds by prime sponsors for direct provision of employment and training services, and limits subsistence stipends not to exceed minimum wage or prevailing rates of pay;

An amendment that provides for compensation in lieu of wages for tryout employment for youth;

An amendment that excludes earnings and allowances earned by youth from family income formulas in determining eligibility for federal aid;

An amendment that designates 0.4 percent of funds for national employment and training programs for veterans;

An amendment that provides for employer education on the benefits of hiring and providing continued employment for older persons;

An amendment that includes programs offered by consortia of private sector employers to reduce shortages in apprenticeable occupations under provisions of the bill;

An amendment that provides a national youth intern program, to be conducted jointly by local educational agencies and community-based organizations, to improve educational and employment opportunities in areas of high unemployment;

An amendment that relates to eligibility and certification for the Work Incentive Program of applicants receiving Aid to Families with Dependent Children;

An amendment that authorizes the Secretary of Labor to reserve up to 3 percent of funds per fiscal year due the State on the basis of civilian labor force and unemployment, to assure that each State will have a total allocation sufficient to provide staff and other resources necessary to carry out employment service activities;

An amendment that provides transitional funding and administration from 1982 to 1983; and

An amendment that excludes men in violation of the Draft Registration Act from any benefits under the program.

Rejected:

An amendment that sought to assure Private Industry Council participation in the program, but leaves final authority to prime sponsors;

An amendment that sought to increase the roles of State and private Industry Council administration of the job training and employment assistance system (rejected by a recorded vote of 185 ayes to 219 noes, Roll No. 241);

An amendment that sought to prohibit use of funds for migrant and seasonal farmworker labor organizations (rejected by a recorded vote of 87 ayes to 308 noes, Roll No. 242);

An amendment that sought to prohibit use of funds in violation of the balanced budget provisions of the International Monetary Fund Act; and

An amendment that sought to provide States with not less than the higher of 0.28 percent of the total amount available for allocation of unemployment assistance, or 60 percent of that portion of such State's contributions under the Federal Unemployment Tax Act during the preceding fiscal year which was available to public employment service offices and programs in such State.

Subsequently, this passage was vacated and S. 2036, a similar Senate-passed bill was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

The Clerk was authorized to correct section numbers, punctuation, cross references, and make technical and conforming changes in the engrossment of the House amendments to S. 2036.

H. Res. 527, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page H5061

**Adjournment:** Met at 10 a.m. and adjourned at 8 p.m.

## *Committee Meetings*

### LOAN GUARANTEES FOR ON-FARM STORAGE FACILITIES

*Committee on Agriculture:* Ordered reported as amended H.R. 6818, to provide for loan guarantees for on-farm storage facilities, and to express the sense of Congress regarding an agricultural export revolving fund.

### AGRICULTURE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture met in executive session and approved Agriculture appropriations bill for fiscal year 1983.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Multi-Year Procurement Overview and on Individual Programs. Testimony was heard from Jack Borsting, Comptroller, Department of Defense; George E. Bausman, Deputy for Material Acquisition Management, USA; RAdm. R. A. Miller, Director, Budget and Reports, USN and Brig. Gen. Bernard P. Randolph, Director, Space Systems and Command, Control Communications, Deputy Chief of Staff for Research Development and Acquisition, USAF.

### LEGISLATIVE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Legislative approved for full Committee action Legislative appropriations bill for fiscal year 1983.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### NAVAL RESERVE TRAINING VESSEL TRANSFER; BUDGET RECONCILIATION

*Committee on Armed Services:* The Committee tabled H.R. 6547, to prohibit the transfer of the Naval Reserve training vessel U.S.S. *Cone* to another nation.

The Committee also approved reconciliation recommendations pursuant to the First Concurrent Budget Resolution.

### RENEGOTIATION ACT AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on General Oversight and Renegotiation held a hearing on H.R. 5651 and H.R. 4719, Renegotiation Act Amendments of 1981. Testimony was heard from Representatives Gonzalez, Mitchell of Maryland, and McCloskey and Donald J. Horan, Director, Procurement, Logistics, and Readiness Division, GAO.

## VETERANS' EDUCATIONAL BENEFITS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education and the Subcommittee on Education and Training of the Committee on Veterans' Affairs held a joint hearing on H.R. 6190, to amend title 38, United States Code, to provide that educational assistance provided by the Veterans' Administration under the GI bill shall be disregarded in determining the needs or qualifications of any person under any educational assistance program financed in whole or in part with Federal funds. Testimony was heard from Dr. Edward Elmendorf, Deputy Assistant Secretary for Student Financial Assistance, Department of Education; C. L. Dollorhide, Director, Education Service, VA and public witnesses.

## U.S.-JAPANESE ECONOMIC RELATIONS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Asian and Pacific Affairs held a joint hearing on U.S.-Japanese Economic Relations. Testimony was heard from Representatives Florio and Frenzel.

## PROPOSED REPEAL OF OIL AND GAS EQUIPMENT EXPORT CONTROLS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade approved for full Committee action H.R. 6838, to amend the Export Administration Act of 1979 to terminate certain export controls imposed on December 30, 1981, and June 22, 1982.

Prior to this action, the Subcommittee held a hearing on H.R. 6838. Testimony was heard from representatives of the Departments of State and Commerce and public witnesses.

## U.S. POLICY IN THE MIDDLE EAST AND USE OF U.S.-SUPPLIED MILITARY EQUIPMENT IN LEBANON

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on Europe and the Middle East held a joint hearing on U.S. Policy Options in the Middle East and the use of U.S.-Supplied Military Equipment in Lebanon. Testimony was heard from public witnesses.

## FDA'S NEW DRUG APPROVAL PROCESS

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations and Human Resources concluded hearings on FDA's New Drug Approval process. Testimony was heard from Dr. Arthur Hull Hayes, Jr., Commissioner, FDA, Department of Health and Human Services.

## DOD COMPUTER PROCUREMENT POLICIES

*Committee on Government Operations:* Subcommittee on Legislation and National Security concluded hearings on Alleged Favoritism in DOD Computer Procurement Policies. Testimony was heard from Frank C. Carlucci, Deputy Secretary of Defense and Norman R. Augustine, Chairman, Defense Science Board.

## MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

*Committee on House Administration:* Ordered reported the following bills: S.J. Res. 194, to provide for the appointment of Nancy Hanks as a citizen regent of the Board of Regents of the Smithsonian Institution, and S. 2582, to amend the Act to establish a Permanent Committee for the Oliver Wendell Holmes Devise.

The Committee also approved pending business.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported as amended the following bills: H.R. 5627, to direct the Secretary of the Interior to release certain restrictions contained in a previous conveyance of land to the State of Florida and to allow the State of Florida to purchase the mineral interests of the United States in such land; H.R. 6029, to authorize the Secretary of the Interior to acquire by exchange certain lands within the Indiana Dunes National Lakeshore in the State of Indiana; and H.R. 6419, to direct the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University.

## BALANCED BUDGET

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued hearings on H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures. Testimony was heard from Representative Pashayan and public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine approved for full Committee action the following bills: H.R. 6732, to amend the International Safe Container Act and H.R. 4863, amended, to modify the maritime laws applicable to the recovery of damages by certain foreign seamen.

## PROPOSED SALE OF FEDERAL PROPERTY

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds and the Subcommittee on Investigations and Oversight held a joint hearing to inquire into a reported proposed sale of Federal Property located at 49 Fourth Street, San Francisco, California. Testimony was heard from the following officials of the GSA: Gerald P. Carmen, Administrator; Richard O. Haase, Commissioner, Public Buildings Service; Earl Jones, Assistant Commissioner, Office of Real Property, Federal Property Resource Service and Roy Markom, Federal Property Resource Service.

### NUCLEAR NON-PROLIFERATION

*Committee on Science and Technology:* Subcommittee on Energy Research and Production concluded hearings on the Technical Aspects of Nuclear Non-Proliferation: Safeguards. Testimony was heard from public witnesses.

### STRUCTURAL FAILURES

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight concluded hearings on Structural Failures. Testimony was heard from public witnesses.

### FOAM INSULATION

*Committee on Small Business:* Subcommittee on Energy, Environment and Safety Issues Affecting Small Business held a hearing on the following bills: H.R. 6389, to provide loans under the Small Business Act for the removal of urea-formaldehyde foam insulation from residences, and H.R. 6391, to provide loans under the Small Business Act for the removal of urea-formaldehyde foam insulation from residences, to provide for certain tax expenditures relating to problems caused by such insulation. Testimony was heard from public witnesses.

## *Joint Meetings*

### TAXES—AIRPORT AND AIRWAY DEVELOPMENT

*Conferees* met to resolve the differences between the Senate- and House-passed versions of Title IV, Airport and Airway System Development provisions, except section 406(e), of H.R. 4961, making miscellaneous changes in the tax laws, but did not complete action thereon, and will meet again tomorrow.

### TAX EQUITY AND FISCAL REPONSIBILITY ACT

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws, but did not complete action thereon, and will meet again tomorrow.

# *Thursday, August 5, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 19488–19639*

**Bills Introduced:** Nine bills and three resolutions were introduced, as follows: S. 2811–2819, S.J. Res. 227, S. Con. Res. 155, and S. Res. 443.

Page 19588

**Bills Reported:** Reports were made as follows:

S. Res. 433, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of H.R. 6273, authorizing funds for fiscal years 1983, 1984, and 1985 for programs of the National Traffic and Motor Vehicle Act and the Motor Vehicle Information and Cost Savings Act.

S. Res. 434, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6260, authorizing funds through fiscal year 1985 and supplemental funds for fiscal year ending September 30, 1982, for the Patent and Trademark Office, and establishing a schedule of patent fees.

S. Res. 435, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2222, revising and reforming U.S. immigration laws, without recommendation.

S. Res. 438, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2059, revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to insure independent investigations of high ranking Federal officials and to remove inequities in the present law.

S. 2812, authorizing funds for fiscal year 1983 for national security programs of the Department of Energy. (S. Rept. No. 517)

S. Res. 443, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2812, listed above.

Page 19588

**Measures Passed:**

*Uniform Relocation Assistance and Real Property Acquisition Policies Act Amendments of 1982:* Senate passed, with an amendment in the nature of a substitute, S. 2363, revising certain provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

Page 19631

*Omnibus Reconciliation Act of 1982:* By 73 yeas to 23 nays, Senate passed S. 2774, providing for reconciliation pursuant to Section 2 of the first concurrent resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, after taking action on additional amendments proposed thereto, as follows:

**Page 19488**

Adopted:

(1) Domenici unprinted amendment No. 1182, of a technical nature.

**Page 19495**

(2) Stevens unprinted amendment No. 1183, amending Section 109 of the Federal Property Services Act of 1949, to allow supply operations to be industrially funded.

**Page 19497**

(3) Kennedy-Danforth unprinted amendment No. 1185, expressing the sense of the Senate that certain steps should be taken to make wholesome food which is currently being wasted or discarded available for distribution to hungry people.

**Page 19501**

(4) By 84 yeas to 13 nays, Metzenbaum modified unprinted amendment No. 1186, adding a new section providing for 13 additional weeks of Federal unemployment benefits under certain circumstances.

**Page 19504**

(5) Boren unprinted amendment No. 1188, requiring the Secretary of Agriculture to implement diversion programs for the 1983 crops of wheat and corn and other feed grains. (By 33 yeas to 66 nays, Senate rejected a motion to table the amendment.)

**Page 19535**

(6) Domenici unprinted amendment No. 1190, of a technical nature.

**Page 19553**

Rejected:

(1) By 38 yeas to 59 nays, Mitchell unprinted amendment No. 1181, to strike the section relating to user fee for loans guaranteed, insured, or made by the Veterans' Administration.

**Page 19488**

(2) By 40 yeas to 57 nays, Kennedy unprinted amendment No. 1184, to strike the section relating to the definition of "child" for the purposes of veterans' pensions.

**Page 19498**

(3) Hawkins Amendment No. 2012, to modify the milk price support program for the 1982 *through* 1985 fiscal years. (By 65 yeas to 33 nays, Senate tabled the amendment.)

**Page 19519**

(4) By 27 yeas to 71 nays, 1 voting "present," East unprinted amendment No. 1187, to prevent a reduction in the membership of the Federal Communications Commission from 7 to 5.

**Page 19534**

(5) By 48 yeas to 49 nays, Hayakawa unprinted amendment No. 1189, to modify the milk price support program for the 1982 through 1987 fiscal years. (By 49 yeas to 49 nays, Senate earlier rejected a motion to table the amendment.)

**Page 19545**

(6) By 38 yeas to 60 nays, Helms unprinted amendment No. 1191 (to Boren unprinted amendment No. 1188), in the nature of a substitute.

**Page 19554**

**Supplemental Appropriations, 1982:** Senate began consideration of H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, with committee amendments thereto.

By unanimous consent, any rollcall votes ordered on H.R. 6863 will be deferred until Tuesday, August 10, beginning at 2 p.m.

**Page 19576**

**Authority to Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives until 4 p.m., on Friday, August 6.

**Page 19638**

**Confirmations:** Senate confirmed the following nominations:

Antonin Scalia, of Illinois, to be U.S. Circuit Judge for the District of Columbia Circuit.

Michael M. Mihm, to be U.S. District Judge for the Central District of Illinois.

Frederick J. Scullin, Jr., to be U.S. Attorney for the Northern District of New York.

Faith P. Evans, to be U.S. Marshal for the District of Hawaii.

Larry D. Thompson, to be U.S. Attorney for the Northern District of Georgia.

34 Army nominations in the rank of General.

Rear Admiral James J. McHugh, U.S. Navy, to be Judge Advocate General of the Navy.

Routine lists of Army, Navy, and Air Force nominations.

**Page 19638**

**Nominations:** Senate received the following nominations:

James M. Rentschler, of Pennsylvania, to be Ambassador to the Republic of Malta.

Theodore G. Kronmiller, of Virginia, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs, for the rank of Ambassador.

John E. Juergensmeyer, of Illinois, Jerald C. Newman, of New York, and Julia Li Wu, of California, each to be a Member of the National Commission on Libraries and Information Science.

**Page 19638**

**Messages From the President:** **Page 19587**

**Messages From the House:** **Page 19587**

**Measures Ordered Placed on Calendar:** **Page 19587**

**Communications:** Page 19587

**Statements on Introduced Bills:** Page 19588

**Amendments Submitted for Printing:** Page 19619

**Notices of Hearings:** Page 10619

**Committee Authority To Meet:** Page 19620

**Additional Statements:** Page 19620

**Nominations:** Page 19638

**Confirmations:** Page 19638

**Record Votes:** Ten record votes were taken today. (Total—299)

Pages 19494, 19517, 19518, 19533, 19554, 19555, 19556, 19563

**Recess:** Senate convened at 9 a.m., and recessed at 6:07 p.m., until 12 Noon on Monday, August 9, 1982.

## *Committee Meetings*

### MILITARY PAY AND PERSONNEL MATTERS

*Committee on Armed Services:* Subcommittee on Manpower and Personnel held hearings on military pay and personnel matters, receiving testimony from Lawrence Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; and Robert Hale, Assistant Director for National Security and International Affairs, Congressional Budget Office.

Hearings were recessed subject to call.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Ronald B. Frankum, of California, to be an Associate Director of the Office of Science and Technology Policy, after the nominee, who was introduced by Senator Hayakawa, and Representatives Hunter, Lowery, and Burgener, testified and answered questions in his own behalf.

### COAL DISTRIBUTION AND UTILIZATION

*Committee on Energy and Natural Resources:* Committee ordered favorably reported with an amendment in the nature of a substitute, S. 1844, to facilitate the development of interstate coal pipleline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed consideration of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on Tuesday, August 10.

### MID-EAST

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in the Middle East from George P. Shultz, Secretary of State.

### EL SALVADOR

*Committee on Foreign Relations:* Subcommittee on Western Hemisphere Affairs continued hearings on economic and social reforms in El Salvador, focusing on property rights and land reform, receiving testimony from Victor Canto, University of Southern California, Los Angeles; David Garst, Garst Seed Company, Coon Rapids, Iowa; Nich Eberstadt, Harvard University, Cambridge, Massachusetts; Bob Pastor, University of Maryland, College Park; and Mario Sulit and William Murphy, both farmers in El Salvador.

Hearings were recessed subject to call.

### MALT BEVERAGES DISTRIBUTION

*Committee on the Judiciary:* Committee resumed hearings on S. 1215, establishing that exclusive territorial agreements between wholesale distributors and brewers, importers, trademark owners, or trademark licensees of malt beverages shall be deemed lawful under the Federal antitrust laws so long as the malt beverages covered by such agreements are in competition with other such products within a defined geographic area, receiving testimony from Walter T. Winslow, Deputy Director, Bureau of Competition, Federal Trade Commission; Eleanor M. Fox, New York University Law School, New York City; Raymond J. Justak, Todd & Justak, Indianapolis, Indiana; Matthew R. Dee, United Beverage Co./South Bend, Inc., South Bend, Indiana; Colorado State Senator Don MacManus, on behalf of the Rocky Mountain Food Dealers Association, Denver, Colorado; and James W. Riddell, Dawson, Riddell, Fox, Holroyd & Wilson, Washington, D.C.

Hearings were recessed subject to call.

### ALCOHOL—DRUGS AND DRIVING

*Committee on Labor and Human Resources:* Subcommittee on Alcoholism and Drug Abuse concluded hearings on the effects of alcohol and drugs on individuals while driving, after receiving testimony from John A. Volpe, Chairman, Presidential Commission on Drunk Driving; Massachusetts Governor Edward King, Boston; Arthur McBay, North Carolina Medical Examiner's Office, Chapel Hill; Roger Maickel, Purdue University, West Lafayette, Indiana; Robert Anastas, Students Against Driving Drunk (SADD), Wayland Massachusetts; Charles Short, Montgomery County Task Force, Montgomery County, Maryland; John Bland, Maryland Alcohol Control Administration, Baltimore; and Peggy Mann, New York City.

NOMINATION

*Committee on Veterans' Affairs:* Committee concluded hearings on the nomination of Everett Alvarez, Jr., of Maryland, to be Deputy Administrator of Veterans' Affairs, after the nominee, who was introduced by Senators Hayakawa, Cranston, and Denton, testified and answered questions in his own behalf. Testimony was also received from Stephen L. Edmiston, on behalf of the Disabled American Veterans, Gabriel P. Brinsky, on behalf of AMVETS, and R. Jack Powell, on behalf of the Paralyzed Veterans of America, all of Washington, D.C.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 13 public bills, H.R. 6938–6950; 2 private bills, H.R. 6951 and 6952; and 10 resolutions, H.J. Res. 565, H. Con. Res. 390 and 391, and H. Res. 548–554 were introduced.

Page 19817

**Bills Reported:** Reports were filed as follows:

H. Res. 548, waiving certain points of order against the conference report on S. 1193, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Bureau for International Broadcasting (H. Rept. 97–697);

H. Res. 549, providing for the consideration of H.R. 6046, to amend title 18 of the United States Code with respect to extradition (H. Rept. 97–698);

H. Res. 550, providing for the consideration of H.R. 6191, to amend the Civil Rights Act of 1957 to authorize appropriations for the United States Commission on Civil Rights for the fiscal year ending September 30, 1983 (H. Rept. 97–699);

H.R. 6195, to direct the Secretary of Agriculture to release a reversionary interest held by the United States in certain lands located in Christian County, Kentucky, so that such lands may be used for cemetery *purposes (H. Rept.* 97–700);

H. Con. Res. 388, disapproving certain regulations submitted to the Congress on July 29, 1982, with respect to the Education Consolidation and Improvement Act of 1981 (H. Rept. 97–701); and

H. Res. 551, providing for the consideration of H.R. 6892, to provide changes in legislation to meet reconciliation requirements of the first congressional budget resolution—fiscal year 1983—for the House Committee on Agriculture (H. Rept. 97–702).

Page 19817

**Journal:** By a yea-and-nay vote of 336 yeas to 27 nays with 1 voting "present", Roll No. 245, the House approved the Journal of Wednesday, August 4.

Page 19640

**Coin Week:** House passed H.J. Res. 516, to provide for the designation of April 17 to April 23, 1983, as "National Coin Week".

Page 19645

**Lupus Awareness Week:** House passed and cleared for the President S.J. Res. 183, to authorize and request the President to issue a proclamation designating October 17 through October 23, 1982, as "Lupus Awareness Week".

Page 19646

**Family Week:** House passed and cleared for the President S.J. Res. 190, to authorize and request the President to designate "National Family Week".

Page 19646

**Disabled Veterans Week:** House passed and cleared for the President S.J. Res. 123, authorizing and requesting the President to proclaim "National Disabled Veterans Week".

Page 19646

**Architecture Week:** House passed H.J. Res. 510, to designate the week of April 17, 1983, as "National Architecture Week".

Page 19647

**Banking Reconciliation:** House passed H.R. 6812, to limit the salaries and expenses of certain offices within the Department of the Treasury and the Department of Housing and Urban Development.

Agreed to the committee amendment in the nature of a substitute.

Agreed to a substitute, as amended, to the committee substitute that provides for a program of advance payment of FHA single-family mortgage insurance premiums and authorizes $50.165 million for fiscal year 1983 for expenditures of the mints and assay offices (agreed to by a recorded vote of 337 ayes to 69 noes with 1 voting "present", Roll No. 246).

Agreed to amend the title.

H. Res. 547, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 19647

**Wilderness Protection:** House agreed to H. Res. 534, providing for the consideration of H.R. 6542, to withdraw certain lands from mineral leasing.

Page 19660

**Military Construction Authorization:** House agreed to H. Res. 519, providing for the consideration of H.R. 6214, to authorize certain construction at military installations for fiscal year 1983.

Page 19665

**Nuclear Weapons Reductions and Freeze:** By a yea-and-nay vote of 273 yeas to 125 nays, Roll No. 251, the House passed H.J. Res. 521, calling for a mutual and verifiable freeze on and reductions in nuclear weapons and for approval of the SALT II agreeement.

Rejected a motion to recommit the joint resolution to the Committee on Foreign Affairs (rejected by a yea-and-nay vote of 175 yeas to 229 nays, Roll No. 250).

Agreed to an amendment in the nature of a substitute, as amended, that expresses the support of Congress for the United States and the Soviet Union to engage in substantial, verifiable, equitable, and militarily significant reductions of their nuclear weapons, resulting in equal and sharply reduced force levels which would contribute to peace and stability (agreed to by a recorded vote of 204 ayes to 202 noes with 1 voting "present", Roll No. 249)

Prior to agreeing to the preceding substitute, took the following actions on amendments to the original resolution:

Agreed To:

An amendment that struck the SALT II language in the joint resolution and added language stating that the United States should continue to adhere to the SALT II agreement so long as the Soviet Union adheres to that agreement and it is in the national security interests of the United States;

An amendment that clarified language relating to destabilizing weapons, and added language stating that nothing in the resolution should be construed to prevent the United States from taking advantage of concurrent and complementary arms control proposals;

An amendment that added language stating that the verifiable freeze should not be an end in itself but a logical first step toward achieving nuclear arms reductions (agreed to by a recorded vote of 323 ayes to 84 noes, Roll No. 248); and

An amendment that provided that it be an objective to have on-site inspection as a cooperative measure of verification.

Rejected an amendment that sought to state that obtaining or continuing an agreement on a freeze in accordance with this resolution should cease to be an element of the START process after 2 years, unless the President certified to Congress that substantial progress was being made in negotiating substantial, equitable, and verifiable reductions.

Rejected a motion that the Committee of the Whole rise and report the joint resolution back with the enacting clause stricken.

Agreed to amend the title.

H. Res. 538, the rule under which the joint resolution was considered, was agreed to earlier by a voice vote.

Pages 19662, 19706

**Yuri Balovlenkov:** House agreed to H. Con. Res. 385, expressing the sense of the Congress that the Government of the Soviet Union should allow Yuri Balovlenkov to emigrate.

19795

**Referral:** On Senate-passed measure was referred to the appropriate House committee.

Page 19693

**Adjournment:** Met at 10 a.m. and adjourned at 10:40 p.m.

## *Committee Meetings*

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1982 Reprogrammings. Testimony was heard from Capt. R. C. Jones, USN, Compensation Directorate, Office of the Assistant Secretary of Defense for Manpower Reserve Affairs and Logistics: Brig. Gen. Harold M. Davis, Jr., USA, Director of Army Budget and RAdm. Richard A. Miller, USN, Director of Budget and Reports.

### JOINT CHIEFS OF STAFF REORGANIZATION ACT

*Committee on Armed Services:* Subcommittee on Investigations approved for full Committee action as amended H.R. 6828, Joint Chiefs of Staff Reorganization Act of 1982.

### REAL ESTATE PROJECTS; COST VARIATION PROJECTS; MINOR CONSTRUCTION PROJECTS

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved 23 real estate projects, 8 cost variation reports and 15 minor construction projects.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

### IDB LOAN TO GUATEMALA

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on International Development Institutions and Finance held a hearing on IDB Loan to Guatemala. Testimony was heard from Representative Wilson; from the following officials of the Department of State: Stephen Bosworth, Deputy Assistant Secretary for Inter-American Affairs and Melvyn Levitsky, Deputy Assistant Secretary for Human Rights and Humanitarian Affairs and public witnesses.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee of Postsecondary Education held an oversight hearing on academic year 1983–1984 Family Contribution Schedule and delays in processing fiscal year

1982–1983 Pell Grant applications. Testimony was heard from Dr. Edward Elmendorf, Deputy Assistant Secretary for Student Financial Assistance, Department of Education and public witnesses.

## NUCLEAR WASTE POLICY ACT

*Committee on Energy and Commerce:* On August 4, the Committee ordered reported as amended H.R. 6598, Nuclear Waste Policy Act of 1982.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations continued hearings on religious persecution as a violation of Human Rights (Part VI) Coptic Christians and Falasha Jews. Testimony was heard from Representatives Frank and Lantos and public witnesses.

## FALKLANDS CRISIS AFTERMATH

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs concluded hearings on Latin America and the U.S. after the Falklands Crisis (Part II). Testimony was heard from Representatives Shamansky and Rudd and Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs.

## COMMITTEE REPORTS

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights approved the following reports: "Direct Broadcast Satellites: International Representation and Domestic Regulations;" "Presidential Libraries: Unexplored Funding Alternatives," and "Security Classification Policy and Executive Order 12356."

## MORTGAGE ASSUMPTIONS

*Committee on Government Operations:* Subcommittee on Manpower and Housing held a hearing on the Federal Home Loan Mortgage Corp. (Freddie Mac) Decision on Mortgage Assumptions. Testimony was heard from public witnesses.

## TEXAS BAND OF KICKAPOO RESERVATION ACT

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 4496, Texas Band of Kickapoo Reservation Act. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary of Indian Affairs, Department of the Interior; Dr. Oscar Quintanilla, Executive Director, Inter-American Indian Institute, OAS and public witnesses.

## PARKS PROTECTION BILLS

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks met to discuss parks protection bills.

## NEIGHBORHOOD SCHOOL ACT

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on the Neighborhood School Act section of S. 951, Department of Justice Appropriation Authorization Act, fiscal year 1982. Testimony was heard from Representatives Edwards of California, Collins of Texas, and Gephardt.

## BALANCED BUDGET

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law concluded hearings on H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures. Testimony was heard from Alice M. Rivlin, Director, CBO and public witnesses.

## AVIATION SAFETY

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held a hearing on management of aviation safety by FAA. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO.

## PROSPECTUSES; MISCELLANEOUS MEASURES

*Committee on Public Works:* Subcommittee on Public Buildings and Grounds approved 12 repair and alteration and 13 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses and on H.R. 2303, to designate the New York Bulk and Foreign Mail Center at Jersey City, N.J., as the "Michael McDermott Bulk and Foreign Mail Center" and H.R. 5941, to designate the building known as the Federal Building and United States Courthouse in Greenville, S.C., as the "Clement F. Haynsworth, Jr., Federal Building". Testimony was heard from Representatives Guarini and Campbell and Richard O. Haase, Commissioner, GSA.

## CONFERENCE REPORT—STATE DEPARTMENT AUTHORIZATION

*Committee on Rules:* Granted a rule waiving clause 3, Rule XXVIII against consideration of the Conference Report on S. 1193, Department of State Authorization Act, Fiscal Years 1982 and 1983. Testimony was heard from Representatives Fascell and Derwinski.

## EXTRADITION ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6046, Extradition Act of 1982. Testimony was heard from Representative Hughes.

### CIVIL RIGHTS COMMISSION AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6191, to amend the Civil Rights Act of 1957 to authorize appropriations for the U.S. Commission on Civil Rights for the fiscal year ending September 30, 1983. Testimony was heard from Representative Sensenbrenner.

### FOOD AND AGRICULTURE RECONCILIATION ACT—FISCAL YEAR 1983

*Committee on Rules:* Granted a modified closed rule providing one hour of debate on H.R. 6892, Food and Agriculture Reconciliation Act—Fiscal Year 1983. Testimony was heard from Chairman de la Garza and Representatives Jones of Oklahoma, Panetta, Frank, Smith of Iowa, Foley, Wampler, Coleman, and Gunderson.

### SBA ENERGY LOAN PROGRAM

*Committee on Small Business:* Subcommittee on Energy, Environment and Safety Issues Affecting Small Business held a hearing on SBA energy loan program. Testimony was heard from Edwin T. Holloway, Associate Administrator for Finance, SBA and public witnesses.

## *Joint Meetings*

### TAXES—AIRPORT AND AIRWAY DEVELOPMENT

*Conferees* agreed on the differences between the Senate- and House-passed versions of Title IV, Airport and Airway System Development provisions, except section 406(e), of H.R. 4961, making miscellaneous changes in the tax laws.

### AUTHORIZATIONS—NRC

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission, but did not complete action thereon, and recessed subject to call.

### TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* met in evening session to continue to resolve the differences between the Senate- and House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws.

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, August 9, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 19897–19930*

**Bills Introduced:** Two bills and one resolution were introduced, as follows: S. 2820 and 2821; S. Res. 444.

Page 19916

**Measure Passed:**

*Georgetown Waterfront:* Senate passed S. 901, authorizing the Secretary of the Interior to acquire the Georgetown waterfront within the District of Columbia and administer it as part of the National Capital Park System.

Page 19898

**Supplemental Appropriations, 1982:** Senate continued consideration of H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, agreeing to modified committee amendments thereto, with certain exceptions, and the following amendment proposed thereto:

Gorton-Jackson modified unprinted amendment No. 1192, ensuring that funds appropriated for flood control measures on the Toutle and Cowlitz Rivers in the State of Washington are obligated or expended as expeditiously as practicable due to a declared state of emergency in the State of Washington as a result of a serious threat of catastrophic flooding.

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, August 10.

Page 19911

**Department of State Authorizations, 1982–1983—Conference Report:** Senate agreed to the Conference Report on S. 1193, authorizing funds for fiscal years 1982 and 1983 for the Department of State, authorizing funds for fiscal year 1982 for the Arms Control and Disarmament Agency, authorizing funds for fiscal years 1982 and 1983 for the International Communications Agency, and authorizing funds for fiscal years 1982 and 1983 for the Board for International Broadcasting.

Page 19905

**Nominations:** Senate received the following nominations:

On Friday, August 6, during recess:

Ross T. Roberts, to be U.S. District Judge for the Western District of Missouri.

Edward R. Camacho, to be U.S. Marshal for the District of Guam.

Dennis M. Devaney, of Maryland, to be a Member of the Merit Systems Protection Board.

Page 19930

**Messages From the President:** Page 19915

**Messages From the House:** Page 19915

**Measures Referred:** Page 19916

**Statements on Introduced Bills:** Page 19916

**Amendments Submitted for Printing:** Page 19920

**Notices of Hearings:** Page 19925

**Additional Statements:** Page 19925

**Nominations:** Page 19930

**Recess:** Senate convened at 12 noon, and recessed at 3:10 p.m., until 10 a.m., on Tuesday, August 10, 1982. (For Senate schedule, see remarks of Senator Baker in today's Record on page 19908.)

## *Committee Meetings*

### TUITION TAX CREDIT

*Committee on Finance:* Committee began markup of S. 2673, providing a Federal income tax credit for tuition to lower- and middle-income families, but did not complete action thereon, and recessed subject to call.

### FOOD IN AFRICA

*Committee on Foreign Relations:* On Friday, August 6, Subcommittee on African Affairs concluded oversight hearings to examine current U.S. and international programs and policies with regard to food production in Africa, after receiving testimony from Frank Wisner, Deputy Assistant Secretary of State for African Affairs; Alexander R. Love, Deputy Assistant Administrator for Africa, Agency for International Development; Elliot Berg, Berg Associations, Alexandria, Virginia; Ernest Loevinshon, Bread for the World, Washington, D.C.; and J. Dirck Stryker, Fletcher School of Law and Diplomacy, Medford, Massachusetts.

### N.O.A.A./SETTLEMENT OF CLAIMS

*Committee on the Judiciary:* On Friday, August 6, Subcommittee on Agency Administration approved for full committee consideration H.R. 1029, authorizing the Secretary of Commerce to settle claims not exceeding $2,500 for damages caused by acts of the National Oceanic and Atmospheric Administration.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** Public bill, H.R. 6953 and resolution H.J. Res. 566 were introduced.

Page 20024

**Suspensions:** House voted to suspend the rules and pass:

*Recodification of money and finance laws:* H.R. 6128, amended, to revise, codify, and enact without substantive change certain general and permanent laws, related to money and finance, as title 31, United States Code, "Money and Finance"; and

Page 19932

*Sky Flat Tabernacle Cemetery:* H.R. 6195, to direct the Secretary of Agriculture to release a reversionary interest held by the United States in certain lands located in Christian County, Kentucky, so that such lands may be used for cemetery purposes. Subsequently, this passage was vacated and S. 2154, a similar Senate-passed bill, was passed in lieu. H.R. 6195, was laid on the table.

Page 20003

**Military Construction Authorization:** House completed all general debate on H.R. 6214, to authorize certain construction at military installations for fiscal year 1983; and began reading for amendment, but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, August 11.

Page 20004

**Wilderness Protection:** House completed all general debate on H.R. 6542, to withdraw certain lands from mineral leasing; and began reading for amendment, but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, August 11.

Page 20008

**District of Columbia Legislation:** Consideration of legislation pertaining to the District of Columbia was in order, and the House took the following actions:

*Federal payment to District of Columbia:* H.R. 5595, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia, was withdrawn from consideration. Subsequently, it was made in order to consider the bill on Thursday, August 12; and

Page 20021

*D.C. bonds for student loans:* H.R. 6276, to amend the District of Columbia Self-Government and Governmental Reorganization Act to allow the issuance of revenue bonds to finance college and university programs which provide student educational loans, was considered and passed.

**Page 20022**

**Adjustment:** Met at noon and adjourned at 2 p.m.

## *Committee Meetings*

### LOVE CANAL STUDY

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on EPA's Love Canal Study. Testimony was heard from Dr. Courtney Riordan, Assistant Administrator for Research and Development, EPA; Dr. John Hernandez, Jr., Deputy Administrator, EPA; Dr. John Deetan, Jr., Love Canal Project Coordinator, EPA; Mr. Richard Dewling, Deputy Regional Administrator, Region II, EPA; Raymond Kammer, Deputy Director, Office of Director, National Bureau of Standards; Dr. Cary Gravatt, Deputy Director, National Measurement Laboratory, National Bureau of Standards; Dr. William Karchoff, Chairman, Review Panel, National Bureau of Standards; Dr. Edward Brandt, Assistant Secretary, Department of Health and Human Services; Dr. David Rall, Director, National Institute of Environmental Health Sciences; Dr. Clark Heath, Jr., Assistant Director, Centers for Disease Control; and Dr. Ellen Silbergeld, Environmental Defense Fund.

### COAL PIPELINE ACT

*Committee on Energy and Commerce:* On August 6, the Subcommittee on Commerce, Transportation and Tourism held a hearing on H.R. 4230, Coal Pipeline Act of 1981. Testimony was heard from Garrey E. Carruthers, Assistant Secretary, Land and Water Resources, Department of the Interior and public witnesses.

### NATURAL GAS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on natural gas issues (State Regulatory Commissions). Testimony was heard from public witnesses.

On August 6, the Subcommittee continued hearings on this subject with emphasis on distribution companies. Testimony was heard from public witnesses.

Hearings continue August 16.

### LAND CONVEYANCE

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 5171, to authorize the Secretary of the Interior to convey certain lands in Garfield County, Colorado, to Ralph D. and Connie V. Hubbell. Testimony was heard from Lynn H. Engdahl, Special Assistant to Director, Bureau of Land Management, Department of the Interior.

### PRIVATE IMMIGRATION BILLS

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

## *Joint Meetings*

### EMPLOYMENT/UNEMPLOYMENT

*Joint Economic Committee:* On Friday, August 6, Committee held hearings on the employment/unemployment figures for the month of July, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

### TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* met in evening session to continue to resolve the differences between the Senate- and House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws.

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees,* on Friday, August 6, continued to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on Tuesday, August 10.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, August 10, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 20032–20148*

**Bills Introduced:** Two bills and one resolution were introduced, as follows: S. 2822–2823, and S.J. Res. 228.

**Page 20121**

**Bills Reported:** Reports were made as follows:

S. 2172, creating a jurisdictional framework to apportion the authority regulating cable systems between the Federal and State governments, and providing for a competitive marketplace for cable systems in the telecommunications industry, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–518)

S. 2450, revising certain programs of the Magnuson Fishery Conservation and Management Act, to improve the conservation and management of U.S. fisheries, with an amendment in the nature of a substitute. (S. Rept. No. 97–519).

Page 20121

Measures Passed:

*Education Consolidation and Improvement Act Regulations:* Senate agreed to H. Con. Res. 388, disapproving certain regulations submitted to the Congress on July 29, 1982, with respect to the Education Consolidation and Improvement Act of 1981.

Page 20106

*State Justice Institute:* Senate passed S. 537, establishing the State Justice Institute to strengthen and improve the judicial administration in U.S. State courts, after agreeing to committee amendments and the following amendment proposed thereto:

Tower (for Grassley) unprinted amendment No. 1205, amending the provisions relating to the authorization of funds.

Page 20107

**Supplemental Appropriations, 1982:** Senate continued consideration of H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, with certain modified excepted committee amendments thereto, taking action on additional amendments proposed thereto, as follows: Page 20048

Adopted:

(1) Danforth-Kassebaum unprinted amendment No. 1193, dealing with appropriations for various railroad activities.

Page 20051

(2) Stevens unprinted amendment No. 1194, providing $160,000 for necessary expenses of the Commission on Executive, Legislative, and Judicial Salaries, as authorized by section 225 of the Postal Revenue and Federal Salary Act of 1967 (81 Stat. 642–645), to remain available until expended; that the Commission shall be convened, conduct appropriate reviews as prescribed by section 225(f) of the Act, and submit to the President on or before November 15, 1982, a report as described in section 225(g) of the Act, and the President shall submit to the Congress, as soon as practicable after receipt of such report, recommendations with respect to the rates of pay which he deems advisable for the offices and positions covered by such report, which recommendations become effective for pay periods which begin 30 calendar days after submission to the Congress, unless Congress disapproves such recommendations by concurrent resolution.

Page 20053

(3) Danforth unprinted amendment No. 1195, prohibiting the use of appropriations for judicial review under the National Traffic and Motor Vehicle Safety Act of 1966 or any other provision of law with respect to Federal Motor Vehicle Safety Standard No. 208 (49 CFR 571.208).

Page 20053

(4) Dodd unprinted amendment No. 1196, increasing by $48,000,000 the funding for Supplemental Educational Opportunity Grants.

Page 20054

(5) By 93 yeas to 4 nays, Weicker unprinted amendment No. 1198, providing that it is the sense of the Congress that the proposed regulations implementing part B of the Education of the Handicapped Act should not become effective until after the 97th Congress reconvenes for a special session or the 98th Congress has convened, whichever occurs first.

Page 20061

(6) Percy unprinted amendment No. 1199, providing that none of the funds appropriated for the purposes of the Caribbean Basin Initiative may be obligated until September 15, 1982, or until the enactment of authorizing legislation, whichever occurs first. (By 53 yeas to 46 nays, Senate earlier deemed the amendment to be germane.) Page 20063

(7) Kasten unprinted amendment No. 1202, providing that of the commitments provided to guarantee loans (Foreign Military Credit Sales), $26,000,000 shall be provided only for Korea, $25,000,000 shall be provided only for Thailand, $20,000,000 shall be provided only for Morocco, $10,000,000 shall be provided only for Tunisia, $20,000,000 shall be provided only for Portugal, $25,000,000 shall be provided only for Spain, $35,000,000 shall be provided only for Greece, and $50,000,000 shall be provided only for Turkey.

Page 20076

Rejected:

(1) By 42 yeas to 54 nays, Leahy unprinted amendment No. 1200, to strike supplemental funds for economic support fund assistance, military assistance, international military education and training, and foreign military credit sales.

Page 20068

(2) Dodd unprinted amendment No. 1203, to reduce the funding for the Caribbean Basin Initiative by $177.5 million. (By 55 yeas to 40 nays, Senate tabled the amendment.)

Page 20079

By 50 yeas to 48 nays, Senate tabled an appeal of the ruling of the Chair sustaining a point of order against Proxmire-DeConcini unprinted amendment No. 1197, to require the Architect of the Capitol to cease the obligation, commitment or expenditure of unallotted construction contingency funds for completion of the physical fitness facility in the Hart Senate Office Building, as being legislation on an appropriation bill, and the amendment thus fell.

Page 20057

Pending is Symms unprinted amendment No. 1201 (printed Amendment No. 2020), to provide that the United States is determined (1) to prevent by whatever means may be necessary, including the use of arms, the Marxist-Leninist regime in Cuba from extending by force or the threat of force its aggressive or subversive activities to any part of this hemisphere; (b) to prevent in Cuba the creation or use of an externally supported military capability endangering the security of the United States; and (c) to work with the Organization of American States and with freedom-loving Cubans to support the aspirations of the Cuban people for self-determination. (By 30 yeas to 65 nays, Senate failed to table the amendment.)

**Page 20075**

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, August 11.

**Page 20106**

**Treaty Received:** The injunction of secrecy was removed from the Tax Convention with the Republic of Austria (Treaty Document No. 97–26), and transmitted to the Senate today. The treaty was considered as having been read for the first time, and referred with accompanying papers to the Committee on Foreign Relations, and ordered to be printed.

**Page 20106**

**Nominations:** Senate received the following nominations:

Thomas F. Hogan, of Maryland, to be U.S. District Judge for the District of Columbia.

Alex Kozinski, of the District of Columbia, to be a Judge of the U.S. Claims Court.

2 Army nominations in the rank of General.

1 Air Force nomination in the rank of General.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

**Page 20148**

**Messages From the President:** **Page 20119**

**Messages From the House:** **Page 20120**

**Measures Referred:** **Page 20119**

**Measures Ordered Placed on Calendar:** **Page 20120**

**Communications:** **Page 20120**

**Statements on Introduced Bills:** **Page 20121**

**Amendments Submitted for Printing:** **Page 20126**

**Notices of Hearings:** **Page 20126**

**Committee Authority To Meet:** **Page 20128**

**Additional Statements:** **Page 20129**

**Nominations:** **Page 20148**

**Record Votes:** Six record votes were taken today. (Total—305)

**Pages 20061, 20063, 20068, 20075, 200883, 20097**

**Recess:** Senate convened at 10 a.m., and recessed at 10:01 p.m., until 9:30 a.m., on Wednesday, August 11, 1982. (For Senate schedule, see remarks of Senator Baker in today's Record on pages 20042–20043.)

## *Committee Meetings*

### MILITARY PAY AND PERSONNEL

*Committee on Armed Services:* Subcommittee on Manpower and Personnel resumed hearings on military pay and personnel matters, receiving testimony from Lt. General Maxwell Thurman, Deputy Chief of Army Staff for Personnel; Vice Admiral Lando W. Zech, Jr., Deputy Chief of Naval Operations for Manpower, Personnel and Training and Chief of Naval Personnel; Lt. General Andrew P. Iosue, Deputy Chief of Air Force Staff for Manpower and Personnel; Lt. General Charles G. Cooper, Deputy Chief of Marine Corps Staff for Manpower; Ken Coffee, Associate Director, Federal Personnel and Compensation Division, General Accounting Office; George F. Hennrikus, Jr., the Retired Officers Association, Alexandria, Virginia; Robert W. Nolan, Fleet Reserve Association, and C. W. McKinney, Non-Commissioned Officers Association, both of Washington, D.C.; and Madeline Van Wagenen, Survivors of Sacrifice, Laguna Niguel, California.

Hearings were recessed subject to call.

### NAVAL BASE SECURITY

*Committee on Armed Services:* Subcommittee on Sea Power and Force Projection concluded open and closed hearings on the security of shipyards, naval bases, and related facilities, after receiving testimony from Rear Admiral James M. Webber, Vice Commander, Naval Sea Systems Command, and Rear Admiral Harold L. Young, supervisor of Shipbuilding, Conversion and Repair, and Fritz Tovar, General Dynamics Corp., both of Groton, Connecticut.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee resumed consideration of proposed amendments to the Clean Air Act (Public Law 95–95), but did not complete action thereon, and will continue on tomorrow.

### HIGHWAY PROGRAMS

*Committee on Environment and Public Works:* Subcommittee on Transportation began hearings on highway revenue and cost allocation issues, after receiving testimony from H. C. Heldenfels, Heldenfels Brothers, Inc., Corpus Christi, Texas, representing the Associated General Contractors of America; William Morgan, Frito-Lay, Inc., Dallas, Texas, representing the Private Truck Council of America; and Edward Kiley, American Trucking Associations, Inc., William H. Dempsey, Association of American Railroads, Jerry C. Connors, American Automobile Association, and Nancy Morgan, Center for Auto Safety, Peter Lafen, Friends of the Earth, all of Washington, D.C.; and Charles J. Calvin, Truck Trailer Manufacturer's Association, Alexandria, Virginia.

## FREEDOM OF EMIGRATION

*Committee on Finance:* Subcommittee on International Trade concluded hearings on the proposed extension to July 3, 1983, of the President's authority to waive the application of the freedom of emigration provisions of the Trade Act of 1974 (Public Law 93–618), after receiving testimony from Senator Jackson; Raymond J. Waldemann, Assistant Secretary of Commerce for International Economic Policy; John D. Scanlan, Deputy Assistant Secretary of State for European Affairs; Jack J. Spitzer, B'nai B'rith International, Washington, D.C., on behalf of the Conference of Presidents of Major Jewish Organizations; Milton F. Rosenthal, Engelhard Corporation, representing the Romanian-U.S. Economic Council, Jacob Birnbaum, The Center for Russian and East European Jewry, Nina Shea, International League for Human Rights, Tad Lempick, American-Romanian Cultural Foundation, Inc., Laszlo Hamos, The Committee for Human Rights in Romania, and Lucien V. Oracel, all of New York City; Jeffrey A. Collins, East/West News Service, Camarillo, California; Don Kyer, Frontline Fellowship, Petersburg, Virginia; and Istvan B. Gereben, Coordinating Committee of Hungarian Organizations in North America, Rockville, Maryland.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

H.R. 6409, providing for U.S. participation in the 1984 Louisiana World Exposition to be held in New Orleans, with amendments. As approved by the committee, the bill incorporates certain provisions of S. 1482, revising certain provisions regulating Federal involvement in international expositions to implement the procedure for determining whether Federal participation in an international exposition should include construction of a Federal pavilion and whether such pavilion should be permanent or temporary;

S. 2675, authorizing the Secretary of State to reimburse State and local governments for providing protection with respect to foreign consular posts located in the United States outside the area of Washington, D.C., with amendments;

H. Con. Res. 385, expressing the sense of the Congress that the Soviet Union should allow Yuri Balovlenkov to emigrate;

Constitution of the United Nations Industrial Devlopment Organization (Treaty Doc. 97–19);

Convention of Conservation of Salmon in the North Atlantic Ocean (Treaty Doc. 97–25);

International Convention on Tonnage Measurement of Ship Ex. N, 92nd Cong., 2nd sess.); and

The nominations of Richard H. Ellis of Virginia, for the rank of Ambassador during the tenure of his service as the United States Commissioner on the U.S.-U.S.S.R. Standing Consultative Commission, and Robert H. Phinny, of California, to be Ambassador to the Kingdom of Swaziland.

## MID-EAST

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in the Middle East from Ambassador Richard Fairbanks, Special Negotiator for Middle East Autonomy, Department of State.

## EDUCATION OF THE HANDICAPPED

*Committee on Labor and Human Resources:* Subcommittee on the Handicapped concluded hearings on proposed regulations implementing Part B (Assistance for Education for All Handicappd Children) of the Education for All Handicapped Children Act (Public Law 94–142), after receiving testimony from Terrell H. Bell, Secretary of Education; Paul Marchand, Consortium Concerned With Developmentally Disabled, Georgia Gibson, National Education Association, and Bette Hamilton, Childrens Defense Fund, all of Washington, D.C.; Justine Maloney, Association for Children With Learning Disability, Puttsburgh, Pennsylvania; and H. Rutherford Turnbull III, Association for Retarded Citizens, Arlington, Texas.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 6954–6965; 1 private bill, H.R. 6966; and 5 resolutions, H.J. Res. 567, and H. Res. 555–558 were introduced.

Page 20298

**Bills Reported:** Reports were filed as follows:

Report of the Committee on Agriculture entitled "Allocation of Budget Totals for Fiscal Years 1982 and 1983" (H. Rept. 97–703);

H.R. 6204, to amend title 28 of the United States Code and related statutes with respect to the appointment and jurisdiction of the Supreme Court Police, amended (H. Rept. 97–704);

Report of the Committee on Education and Labor "Report pursuant to section 302(b) of the5 Congressional Budget Act of 1974" (H. Rept. 97–705);

H. Res. 555, providing for the consideration of H.R. 5543, to establish an Ocean and Coastal Resources Management and Development Fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the Fund (H. Rept. 97–706);

H. Res. 556, providing for the consideration of H.R. 6666, to amend the joint resolution of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building (H. Rept. 97–707);

H. Res. 557, providing for the consideration of H.R. 6786, relating to the United States Capitol Grounds to authorize additional funds for the acquisition of certain property to the United States Capitol Grounds (H. Rept. 97–708);

H.R. 6419, to direct the Secretary of the Interior to release certain conditions in a patent concerning certain land conveyed by the United States to Eastern Washington University, amended (H. Rept. 97–709);

H.R. 6029, to authorize the Secretary of the Interior to acquire by exchange certain lands within the Indiana Dunes National Lakeshore in the State of Indiana, amended (H. Rept. 97–710);

H.R. 5627, to direct the Secretary of the Interior to release certain restrictions contained in a previous conveyance of land to the State of Florida and to allow the State of Florida to purchase the mineral interests of the United States in such land, amended (H. Rept. 97–711);

H.R. 5536, to authorize the Secretary of the Interior to engage in feasibility studies of water resource development and for other purposes in the Central Platte Valley, Nebraska, amended (H. Rept. 97–712);

H.R. 6188, to authorize the Secretary of the Interior to participate with the State of Nebraska in studies of Platte River water resource use and development, amended (H. Rept. 97–713);

S. 215, S. 167, H.R. 684, amended; H.R. 1481, amended; H.R. 2193, amended; and H.R. 6811, all private bills (H. Repts. 97–714 to 97–719, respectively);

H.R. 6956, making appropriations for the Department of Housing and Urban Development and Independent Agencies for fiscal year 1983 (H. Rept. 97–720);

H.R. 6957, making appropriations for the Departments of Commerce, Justice, State, and the Judiciary for fiscal year 1983 (H. Rept. 97–721); and

Conference report on H.R. 5930, to extend the aviation insurance program for 5 years (H. Rept. 97–722).

Page 20298

**Journal:** By a yea-and-nay vote of 287 yeas to 25 nays, with 2 voting "present", Roll No. 252, the House approved the Journal of Monday, August 9.

Page 20152

**Late Reports:** Committee on Appropriations received permission to have until midnight tonight to file reports on: H.R. 6957, making appropriations for the Departments of Commerce, Justice, State and the Judiciary for fiscal year 1983; and H.R. 6956, making appropriations for the Department of Housing and Urban Development and Independent Agencies for fiscal year 1983.

Page 20153

**Committee to Sit:** Committee on Energy and Commerce received permission to sit today during proceedings of the House under the 5-minute rule.

Page 20153

**Education Regulations Disapproval:** By a yea-and-nay vote of 363 yeas, Roll No. 253, the House voted to suspend the rules and agree to H. Con. Res. 388, disapproving certain regulations submitted to the Congress on July 29, 1982, with respect to the Education Consolidation and Improvement Act of 1981.

Page 20155

**Committee to Sit:** Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 20159

**Agriculture Reconciliation:** By a yea-and-nay vote of 268 yeas to 121 nays, Roll No. 258, the House passed H.R. 6892, to provide changes in legislation to meet reconciliation requirements of the first congressional budget resolution—fiscal year 1983—for the House Committee on Agriculture.

Rejected a motion to recommit the bill to the Committee on Agriculture with instructions that the committee make changes in laws within its jurisdiction sufficient to reduce budget authority and outlays in accordance with the provisions of the first concurrent resolution on the budget for fiscal year 1983, S. Con. Res. 92, and to submit such recommendations promptly to the House Committee on the Budget pursuant to the provisions of the first concurrent resolution on the budget, S. Con. Res. 92, the Congressional Budget Act of 1974, Public Law 93–344, and the rules of the House (rejected by a yea-and-nay vote of 145 yeas to 245 nays, Roll No. 257).

By a yea-and-nay vote of 362 yeas to 9 nays, Roll No. 255, the House resolved itself into the Committee of the Whole.

Agreed To:

Technical committee amendments; and

An amendment that authorizes the Commodity Credit Corporation to donate dairy products overseas in coordination with other foreign assistance under the Agricultural Trade Development and Assistance Act.

Rejected an amendment in the nature of a substitute that sought to authorize the Secretary to require that food stamp applicants be seeking work at the time of application; establish guidelines for expedited service, including a gross income and liquid asset test, and require that benefits be issued to those eligible within 5 days of application; and require states to repay the value of benefits exceeding specific target error rates for fiscal years 1983 through 1985 (rejected by a recorded vote of 181 ayes to 210 noes, Roll No. 256).

H. Res. 551, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 230 yeas to 156 nays, Roll No. 254.

**Page 20159**

**Budget Reconciliation:** House passed H.R. 6955, to provide for reconciliation pursuant to the first concurrent resolution on the budget for fiscal year 1983 (S. Con. Res. 92, Ninety-seventh Congress).

**Page 20216**

**Space Shuttle:** House cleared for the President H.J. Res. 541, concerning the successful completion of the test flight phase of the Space Shuttle program; by agreeing to the Senate amendments thereto.

**Page 20229**

**Radio Marti:** By a recorded vote of 250 ayes to 134 noes, with 2 voting "present," Roll No. 262, the House passed H.R. 5427, to authorize support to Radio Broadcasting to Cuba, Incorporated.

Agreed to the Committee on Foreign Affairs amendment in the nature of a substitute, as amended by:

An amendment that establishes criteria for evaluating financial claims of affected licensees;

An amendment, as amended, that reduces the 1983 authorization by $2.5 million. Rejected a substitute amendment that sought to provide for voluntary contributions as a means of funding Radio Marti; and

An amendment, as modified, that clarifies the intent of the Congress as to type of news material to be broadcast by Radio Marti.

Rejected the following amendments to the Committee on Foreign Affairs amendment in the nature of a substitute:

An amendment that sought to authorize a GAO investigation into Defense Department construction of a broadcasting facility for Radio Marti prior to enactment of authorizing legislation, and suspend provisions of the bill taking effect until 30 days after receipt of the GAO report to Congress;

An amendment that sought to prohibit the hiring of additional federal employees to operate Radio Marti; and

A series of four pro forma amendments.

Agreed to the Committee on Energy and Commerce amendment that requires the National Telecommunications and Information Administration, in consultation with the Federal Communications Commission to select an appropriate frequency for Radio Marti.

Rejected the following amendment to the foregoing Committee on Energy and Commerce amendment:

An amendment in the nature of a substitute that sought to require Radio Marti to use the facilities and frequency of the Voice of America in Marathon, Florida (rejected by a recorded vote of 109 ayes to 270 noes, with 3 voting "present", Roll No. 261). Rejected an amendment to the substitute that sought to restrict broadcasting to a single AM frequency if AM frequencies are used;

An amendment that sought to authorize the Board for International Broadcasting to prepare material for voluntary broadcasting by commercial radio stations (rejected by a recorded vote of 78 ayes to 284 noes, with 1 voting "present", Roll No. 259);

An amendment that sought to prohibit use of non-government radio frequencies by Radio Marti (rejected by a recorded vote of 109 ayes to 277 noes, with 2 voting "present", Roll No. 260); and

An amendment that sought to provide for broadcasting on a frequency just outside of existing AM bands.

Agreed to the Committee on Energy and Commerce amendments authorizing the Federal Communications Commission to ensure due process for the broadcast industry.

Points of order were sustained against the following amendments:

An amendment that sought to restrict expenditure of funds if in violation of the balanced budget provisions of the International Monetary Fund Act, or until Congress has considered a constitutional amendment mandating a balanced federal budget;

An amendment that sought to prohibit appropriation of funds for Radio Marti until the Board for International Broadcasting provides radio transmissions to South Africa regarding apartheid and oppression in South Africa; and

An amendment that sought to broaden the provisions of the bill to include broadcasting to dictatorships in the Caribbean Basin.

Agreed to amend title.

**Page 20229**

**Committee to Sit:** Objection was heard to a unanimous consent request that the Committee on Energy and Commerce be permitted to sit during proceedings of the House under the 5-minute rule on Wednesday, August 11, and the balance of the week.

**Page 20267**

**Adjournment:** Met at 10 a.m. and adjourned at 10:16 p.m.

## *Committee Meetings*

### HUD-INDEPENDENT AGENCIES AND COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Ordered reported fiscal year 1983 appropriation bills for HUD-Independent Agencies and Commerce, Justice, State and Judiciary.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense continued hearings on Defense appropriations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, General Government began markup of the Treasury, Postal Service, General Government appropriations bill for fiscal year 1983.

Will continue tomorrow.

### RESERVE REQUIREMENTS REFORM ACT

*Committee on Banking, Finance and Urban Affairs:* Ordered reported as amended H.R. 6222, Reserve Requirements Reform Act of 1982.

### PROGRAMS TO TEACH THE PRINCIPLES OF CITIZENSHIP; ALLOCATION OF TOTALS

*Committee on Education and Labor:* Ordered reported as amended H.R. 5658, to provide Federal grants to assist elementary and secondary schools to carry on programs to teach the principles of citizenship.

The Committee also approved a report containing allocation of totals in compliance with the requirements of Section 302(b) of the Budget Act.

### ALIEN EDUCATION IMPACT AID ACT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 2954, Alien Education Impact Aid Act of 1981. Testimony was heard from Representative de la Garza; from the following officials of the State of Texas: William P. Hobby, Lt. Governor; Mark White, Attorney General and Raymond L. Bynum, Commissioner, Education Agency; Dr. Alvin Blome, Executive Assistant for Federal Relations, Department of Education, State of Colorado and Charles Cook, Manager, Federal Coordination and Program Audit, Department of Education, State of California.

### OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of Federal workers. Testimony was heard from representatives of GSA.

### CLEAN AIR ACT AMENDMENTS

*Committee of Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

### MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported the following measures: H. Con. Res. 378, to condemn the Iranian persecution of the Baha'i community; S. Con. Res. 18, relating to the restoration of the free exercise of religion in the Ukraine; and, H.R. 6838, to amend the Export Administration Act of 1979 to terminate certain export controls imposed on December 30, 1981 and June 22, 1982.

### RECONCILING STRATEGIC INTERESTS AND HUMAN RIGHTS IN ASIA

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on Reconciling Strategic Interests and Human Rights in Asia. Testimony was heard from public witnesses.

### RECENT DEVELOPMENTS IN EUROPE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on Recent Developments in Europe. Testimony was heard from the following officials of the Department of State: John D. Scanlan, Deputy Assistant Secretary, Bureau of European Affairs and Thomas M. T. Niles Deputy Assistant Secretary, Bureau of European Affairs.

### EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs continued hearings on Second Presidential Certification on El Salvador (Part III). Testimony was heard from public witnesses.

Hearings continue August 17.

### NUCLEAR NON-PROLIFERATION ACT AMENDMENTS

*Committee on Foreign Affairs:* Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Economic Policy and Trade continued joint hearings on the following bills: H.R. 6032, Nuclear Non-Proliferation Policy Act of 1982 and H.R. 6318, Nuclear Non-Proliferation Amendments of 1982. Testimony was heard from Peter Bradford, Chairman, Public Utilities Commission, State of Maine and public witnesses.

## AGENCY REPORTS TO CONGRESS; MISCELLANEOUS REPORTS

*Committee on Government Operations:* Ordered reported as amended H.R. 6005, to discontinue or amend certain requirements for agency reports to Congress.

The Committee also approved the following reports: "Failure of Federal Departments and Agencies to Collect Audit-Related Debts;" "failure of the Air Force and Navy to Develop Common Radar Warning Receivers Is Costly," and "DOD Wastes Billions by Duplicating Base Support Services;" "Improvement Needed in Department of Housing and Urban Development's Effort to Avoid Single Family Mortgage Foreclosure," "Stronger Support for Coordinated Federal Policy on Voluntarism Needed at ACTION;" Direct Broadcast Satellites; International Representation and Domestic Regulation;" "Presidential Libraries: Unexplored Funding Alternative," and "Security Classification Policy and Executice Order 12356."

## INDIAN LEGISLATION

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: H.R. 5007, amended, to provide for the designation of the Burns Paiute Indian Colony of Oregon as the beneficiary of a public domain allotment and to provide that all interest in public domain allotments in Harney County, Oregon, which are held by Indian allotees who die interstate and without heirs shall escheat to the United States to be held in trust for the benefit of the Burns Paiute Indian Colony of Oregon and added to the Burns Paiute Indian Reservation; H.R. 5204, to authorize and direct the Secretary of the Interior to accept certain lands for the benefits of the Sycuan Band of Mission Indians; H.R. 5916, amended, to declare certain Federal lands acquired for the benefit of Indians (Ramah Band, Navajo Tribe), and H.R. 6122, amended, to authorize the Twenty-nine Palms Band of Luiseno Mission Indians to lease for 99 years certain lands held in trust for such land.

Prior to this action, the Committee held a hearing on these bills. Testimony was heard from Roy Sampsel, Deputy Assistant Secretary of Indian Affairs, Department of the Interior and a public witness.

## CAPITOL REEF NATIONAL PARK

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 5892, to extend the period during which certain grazing privileges granted with respect to Federal lands in the Capitol Reef National Park may be exercised; and S. 1872, to amend the Act establishing the Capitol Reef National Park in the State of Utah to provide for a grazing phaseout schedule. Testimony was heard from Representative Marriott; Russell Dickenson, Director, National Park Service, Department of the Interior and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 6816, Diversity Jurisdiction Reform Act of 1982; H.R. 6872, amended, Federal Court Reform Act of 1982; H.R. 6946, amended, False Identification Crime Control Act, and H.R. 5288, granting the consent of Congress to compact between the States of New Hampshire and Vermont concerning solid waste.

The Committee also acted on private immigration bills.

## FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

*Committee on Merchant Marine and Fisheries:* Held a hearing to examine proposals for legislative and regulatory changes in the implementation of Section 404 of the Federal Water Pollution Control Act of 1972, as amended by the 1977 Clean Water Act and to consider H.R. 3962, to amend the Federal Water Pollution Control Act to restrict the jurisdiction of the United States over the discharge of dredged or fill material to those discharges which are into navigable waters. Testimony was heard from Representative Hightower; William Gianelli, Assistant Secretary of the Army for Civil Works; Ray Arnett, Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior; James Winchester, Associate Administrator of NOAA, Department of Commerce; John Hernandez, Deputy Administrator, EPA and public witnesses.

## SURFACE TRANSPORTATION ASSISTANCE ACT

*Committee on Public Works and Transportation:* Approved a Committee amendment to be offered to H.R. 6211, Surface Transportation Assistance Act of 1982, when the bill is considered in the House.

## OCEAN AND COASTAL RESOURCES MANAGEMENT AND DEVELOPMENT BLOCK GRANT ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5543, Ocean and Coastal Resources Management and Development Block Grant Act. Testimony was heard from Chairman Jones of North Carolina and Representatives D'Amours and Emery.

### ADDITIONAL AUTHORIZATION FOR JAMES MADISON MEMORIAL BUILDING/LIBRARY OF CONGRESS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6666, to amend the joint resolution of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building. Testimony was heard from Representatives Fary and Stangeland.

### U.S. CAPITOL GROUNDS

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6786, to amend Public Law 96–432 relating to the U.S. Capitol Grounds to authorize additional funds for the acquisition of certain property for addition to the U.S. Capitol Grounds. Testimony was heard from Representatives Fary and Stangeland.

### VETERANS' LEGISLATION

*Committee on Veterans' Affairs:* Subcommittee on Housing and Memorial Affairs held a hearing on H.R. 5702, to prohibit the transfer of the Florida Loan Guaranty Division of the Veterans' Administration from Jacksonville, Fla., to St. Petersburg, Fla. Testimony was heard from Representatives Bennett and Young of Florida; Dorothy L. Starbuck, Chief Benefits Director, VA and public witnesses.

## *Joint Meetings*

### AUTHORIZATIONS-MILITARY PROCUREMENT

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on tomorrow.

### TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws, but did not complete action thereon, and will meet again tomorrow.

## *Wednesday, August 11, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 20335–20476*

**Bills Introduced:** Five bills and one resolution were introduced, as follows: S. 2824–2828, and S.J. Res. 229.

Page 20464

**Bills Reported:** Reports were made as follows:

On Tuesday, August 10:

S. 2320, providing for criminal forfeiture of the proceeds of racketeering activity, for the sanction of criminal forfeiture for all felony drug offenses, and facilitate forfeitures in drug related and racketeering cases. (S. Rept. No. 97–520.)

H.R. 1710, authorizing the use of the frank for official mail sent by the Law Revision Counsel of the House of Representatives.

Page 20121

Reported today:

H.R. 3620, providing for the transfer of certain Federal property to the city of Hoboken, New Jersey, with amendments. (S. Rept. No. 97–521.)

H.J. Res. 520, providing for a temporary increase in the public debt, with an amendment in the nature of a substitute.

Page 20455

**Measures Passed:**

*Omnibus Reconciliation Act of 1982:* Senate passed H.R. 6955, providing for reconciliation pursuant to Section 2 of the first concurrent resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 2774 (which was passed on August 5, 1982).

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Domenici, Armstrong, Kassebaum, Boschwitz, Tower, Hollings, Chiles, Johnston, and Exon from the Committee on the Budget; Senators Helms, Dole, Hayakawa, Lugar, Cochran, Huddleston, Leahy, Melcher, and Zorinsky from the Committee on Agriculture, Nutrition, and Forestry (for Title I); Senators Garn, Tower, Lugar, Riegle, and Proxmire from the Committee on Banking, Housing, and Urban Affairs (for Title III); Senators Packwood, Goldwater, Stevens, Cannon, and Ford from the Committee on Commerce, Science, and

Transportation (for Sections 402 and 403 of Title IV); Senators Roth, Stevens, Mattingly, Eagleton, and Pryor from the Committee on Governmental Affairs (for Title VI); and Senators Simpson, Thurmond, Stafford, Cranston, and Randolph from the Committee on Veterans' Affairs (for Title VII).

**Page 20406**

*Supplemental Appropriations, 1982:* Senate passed H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, after agreeing to certain modified committee amendments previously excepted, and taking action on additional amendments proposed thereto, as follows: **Pages 20337, 20407**

Adopted:

(1) By 68 yeas to 28 nays, Symms-Helms Amendment No. 2020, providing that the United States is determined (a) to prevent by whatever means may be necessary, including the use of arms, the Marxist-Leninist regime in Cuba from extending by force or the threat of force its aggressive or subversive activities to any part of this hemisphere; (b) to prevent in Cuba the creation or use of an extensively supported military capability endangering the security of the United States; and (c) to work with the Organization of American States and with freedom-loving Cubans to support the aspirations of the Cuban people for self-determination.

**Page 20337**

(2) Mattingly modified unprinted amendment No. 1207, prohibiting the availability of economic support fund assistance for certain countries which do not cooperate in preventing the entry into the United States of narcotic drugs.

**Page 20351**

(3) By 96 yeas to 3 nays, Schmitt unprinted amendment No. 1208, providing an additional $20,000,000 to States for unemployment insurance and employment services, to remain available until September 30, 1983, to be used only for necessary administrative expenses for carrying out a Federal supplemental benefits program, subject to enactment of authorizing legislation.

**Page 20355**

(4) Durenberger modified unprinted amendment No. 1210, expressing the Sense of the Senate that the Consumer Product Safety Commission, the Environmental Protection Agency, and the Food and Drug Administration set aside research time and funding to develop and validate an alternative non-animal testing procedure.

**Page 20365**

(5) Helms modified unprinted amendment No. 1211, providing that no funds shall be paid out of the U.S. Treasury or out of any fund of a Government corporation to any private individual, partnership, corporation or association in satisfaction of any assurance agreement or payment guarantee or other form of loan guarantee entered into by any agency or corporation of the U.S. Government with respect to loans made and credits extended to the Polish People's Republic, or any other signatory of the Warsaw Pact military alliance, while such country has not been declared to be in default of its debt to such individual, partnership, corporation or association.

**Page 20419**

(6) DeConcini-Abdnor unprinted amendment No. 1213, providing that none of the funds provided in the Act or Public Law 97–161 shall be used for the redecoration, refurbishment, or remodeling of the office of the Commissioner of the Internal Revenue Service or the office of the Chief Counsel of the Internal Revenue Service.

**Page 20372**

(7) Armstrong-Garn modified unprinted amendment No. 1214, providing that the Department of Housing and Urban Development shall obligate not more than 1/15th of the amount appropriated for personnel compensation and benefits during each month beginning on January 1, 1983, until October 1, 1983, until the Department issues final regulations pursuant to the Housing and Community Development Amendments of 1981 and prior authorization acts.

**Page 20401**

(8) Johnston unprinted amendment No. 1218, prohibiting the Department of Justice from refusing to locate an alien processing facility at a site solely because it is not presently owned by the Federal Government.

**Page 20410**

(9) By 97 yeas to 2 nays, Bumpers unprinted amendment No. 1219, providing that nothing in the act shall be deemed to change or otherwise affect the standards and procedures provided in the National Security Act of 1947, as amended, the Foreign Assistance Act of 1961, as amended, and the War Powers Resolution of 1973; and that the act does not constitute the statutory authorization for introduction of United States Armed Forces contemplated by the War Powers Resolution.

**Page 20410**

(10) By 55 yeas to 44 nays, Schmitt unprinted amendment No. 1220, providing certain funds in the National Defense Stockpile Transaction Fund for the acquisition of copper that is mined and smelted in the United States.

**Page 20411**

(11) D'Amato unprinted amendment No. 1221, providing that the language contained in the sections pertaining to hearing commissioners shall remain in effect until September 30, 1983.

**Page 20425**

(12) Weicker-Hollings unprinted amendment No. 1222, providing that none of the funds made avail-

able by this or any other act may be used to carry out sections 103 and section 305(d)(3) of S. 1193 (authorizing funds for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency and the Board for International Broadcasting) unless reprogrammed in accordance with the procedures established by the Committees on Appropriations of the House and Senate.

Page 20425

(13) Hatfield unprinted amendment No. 1223, of a technical nature.

Page 20425

(14) Stafford unprinted amendment No. 1224, providing that, of the amounts that shall remain available for obligation under Part B of Title III of the Higher Education Act, $300,000 shall be for two institutions of higher learning in Vermont under Part A of Title III of the Act.

Page 20427

Rejected:

By 47 yeas to 52 nays, Percy unprinted amendment No. 1206, to reaffirm United States longstanding determination (a) to prevent in Cuba the stationing of nuclear weapons by the Soviet Union, the development or acquisition of nuclear weapons, or any other externally supported military capability endangering the security of the United States; (b) to resist efforts by Cuba to extend its Marxist-Leninist ideology or political system in the hemisphere by force or the threat of force in violation of the charter of the United Nations; (c) to pursue any diplomatic opportunity, including those afforded by the Organization of American States, with a reasonable prospect of leading to the reduction of aggressive or subversive activities by Cuba or any other state in the hemisphere; and (d) to work through the Organization of American States and with peoples throughout the hemisphere to achieve peaceful and democratic self-determination in Cuba and in all states and territories of the hemisphere. (By 48 yeas to 51 nays, Senate earlier failed to table the amendment.)

Page 20338

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Proxmire, Stennis, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Leahy, and DeConcini.

Page 20433

**Immigration Reform and Control Act of 1982:** Senate began consideration of S. 2222, revising and reforming U.S. immigration laws, with a committee amendment in the nature of a substitute.

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, August 12.

Page 20436

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting Fiscal Year 1980 Annual Report on Mine Safety and Health Activities. Referred to the Committee on Labor and Human Resources. (PM—162)

(2) Transmitting a governing International Fishery Agreement between the United States and the Republic of Korea, signed at Washington on July 26, 1982. Referred jointly to the Committees on Commerce, Science, and Transportation, and Foreign Relations. (PM—163)

Page 20454

**Nominations:** Senate received the following nominations:

William Schneider, Jr., of New York, to be Under Secretary of State for Coordinating Security Assistance Programs.

Robert J. Hughes, of Massachusetts, to be an Assistant Secretary of State.

Page 20476

**Messages From the President:** Page 20454

**Messages From the House:** Page 20455

**Measures Ordered Held at Desk:** Page 20455

**Statements on Introduced Bills:** Page 20464

**Notices of Hearings:** Page 20470

**Committee Authority To Meet:** Page 20470

**Additional Statements:** Page 20471

**Nominations:** Page 20476

**Record Votes:** Six record votes were taken today. (Total–311)

Pages 20337, 20350, 20407, 20415, 20418

**Recess:** Senate convened at 9:30 a.m., and recessed at 8:45 p.m. until 10 a.m., on Thursday, August 12, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 20435–20436.)

## *Committee Meetings*

### FOOD PROCESSING INSPECTIONS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation concluded hearings on S. 2348, providing the Department of Agriculture with greater flexibility in its inspection procedures at food processing plants, after receiving testimony from C. W. McMillan, Assistant Secretary of Agriculture for Marketing and Inspection Services; Henry Morris, Smithfield Packing Company, Smithfield, Virginia, on behalf of the American Meat Institute; Robert Dudley, George A. Hormel Co., Austin, Minnesota, on behalf of the National Food Processors Association; Robert Mikytuck, Jr., National Frozen Pizza Institute, Lodi, New Jersey; Larry Hicks, Thomas Lipton Company, Englewood Cliffs, New Jersey; Robert Nissen, Webster City, Iowa, representing the National Meat Association; and Siert Riepma, National Association of Margarine Manufacturers, Phillip Olsson, Olsson and Frank, Carol Tucker-Forman, Consumer Federation of America, Ron Leonard, Community Nutrition Institute, Arnold Mayer, United Food and Commercial Workers International Union, (AFL–CIO), Lee Campbell, Poultry and Egg Institute of America, George Watts, National Broiler Council, and Lew Walts, National Turkey Federation, all of Washington, D.C.

## MONONGAHELA NATIONAL FOREST

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water held hearings on H.R. 5161, designating certain lands in the Monongahela National Forest, West Virginia, as wilderness lands, receiving testimony from Raymond Housley, Deputy Chief, U.S. Forest Service, Department of Agriculture; West Virginia State Representative Cleve Benedict, and David C. Callaghan, West Virginia Department of Natural Resources, both of Charleston; Walter Helmick, Pocahontas County, Commission, William P. McNeel, Pocahontas Times, Natalie Austin, Charles Hankerson, and Donna Borders, all of Marlinton, West Virginia; Dolan Irvine, Pocahontas County Assessor, Minehaha Springs, West Virginia; Joe Adams, Webster Springs, West Virginia, and Frank Ayers, Cowen, West Virginia, both Webster County Commissioners; Larry W. George, The West Virginia Highlands Conservancy, Huntington; Linda Elkinton, West Virginia Office of the National Audubon Society, Morgantown; Peter Coppelman, The Wilderness Society, Lawrence Dietz, and Howard Dietz, both of the Izaak Walton League, and Roy Moose, all of Richwood, West Virginia; and Richard Evans, Mental Health Administrator, Hillsboro, West Virginia.

Hearings were recessed subject to call.

## CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee continued consideration of proposed amendments to the Clean Air Act (P.L. 95–95), but did not complete action thereon, and will meet again on Tuesday, August 17.

## SOIL CONSERVATION PROJECTS

*Committee on Environment and Public Works:* Committee approved the following soil conservation service projects:

Upper Mud River, West Virginia; Little Calumet River, Illinois; South Zumbro River, Minnesota; and Mozingo Creek, Missouri.

## BUSINESS MEETING

*Committee on Finance:* Committee ordered favorably reported the following business items:

H.J. Res. 520, providing for a temporary increase in the public debt, with an amendment in the nature of a substitute; and

On original resolution (S. Res. 445) urging the U.S. Government to seek certain assurances from the Government of Romania concerning facilitation of emigration procedures and freedom from religious and cultural persecution.

Also, the committee resumed consideration of S. 2673, providing a Federal income tax credit for tuition to lower- and middle-income families, but did not complete action thereon, and recessed subject to call.

## SOVIET DEPENDENCE ON UNITED STATES

*Committee on Foreign Relations:* Committee met in closed session to recieve a briefing on the degree of Soviet economic dependence on the West (U.S.) and Soviet policy alternatives to use of Western (U.S.) leverage, from officials of the Central Intelligence Agency, but made no announcements, and recessed subject to call.

## AUTHORIZATIONS—COMMISSION ON CIVIL RIGHTS

*Committee on the Judiciary:* Subcommittee on the Constitution concluded hearings on proposed legislation authorizing funds for fiscal year 1983 for the U.S. Commission on Civil Rights, after receiving testimony from Clarence Pendleton, Chairman, U.S. Commission on Civil Rights.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of William M. Acker, Jr., to be U.S. District Judge for the Northern District of Alabama, and Robert A. Destro, of Wisconsin, Constantine N. Dombalis, of Virginia, and Guadalupe Quintanilla, of Texas, each to be a Member of the U.S. Commission on Civil Rights, after the nominees testified and answered questions in their own behalf. Mr. Acker was introduced by Senators Heflin and Denton; Mr. Destro was introduced by Senator Kasten; and Mr. Dombalis was introduced by Senators Warner and Harry F. Byrd. Testimony was received on the nomination of Mr. Destro from William Taylor, Leadership Conference on Civil Rights, Althea Simmons, National Association for the Advancement of Colored People, Frances Kissling, Catholics for a Free Choice, Edd Doerr, The

Voice of Reason, Arnoldo Torres, League of United Latin American Citizens, and Fred M. Rotondaro, National Italian-American Foundation, all of Washington, D.C.

Also, further testimony was received on the nomination of Harry W. Wellford, of Tennessee, to be U.S. Circuit Judge for the Sixth Circuit from Maxine Smith, on behalf of the Memphis Branch of the NAACP, N. T. Greene, Cypress Health and Civic Group, and Tom Daniel, all of Memphis, Tennessee.

### DOMESTIC SECURITY

*Committee on the Judiciary:* Subcommittee on Security and Terrorism resumed hearings to review the U.S. Attorney General's guidelines on domestic security investigations (Levi Guidelines), receiving testimony from John M. Walker, Jr., Assistant Secretary of the Treasury for Enforcement and Operations; John R. Simpson, Director, U.S. Secret Service, Department of the Treasury; and Lynn H. Herring, Chief, U.S. Park Police, Department of the Interior.

Hearings continue on tomorrow.

### EMPLOYMENT FOR THE HANDICAPPED

*Committee on Labor and Human Resources:* Subcommittee on Labor concluded hearings on S. 2634, providing for integration of handicapped persons employed in work activity centers and sheltered workshops, after receiving testimony from Walter J. Payne, Brevard Achievement Center, Rockledge, Florida, and Sharon Chasteen, A New Leaf, Inc., Broken Arrow, Oklahoma, both on behalf of the National Association of Rehabilitation Facilities; David M. Cooney, Goodwill Industries of America, Inc., and Vincent Gray, Association for Retarded Citizens, both of Washington, D.C.; Norman Grunewald, National Easter Seal Society, Chicago, Illinois; James Gashel, National Federation of the Blind, Baltimore, Maryland; and Harvey P. Goldman, National Association of Jewish Vocational Services, New York City.

## House of Representatives

### *Chamber Action*

**Bills Introduced:** 11 public bills, H.R. 6967–6977; and 3 resolutions, H.J. Res. 568 and 569, and H. Con. Res. 393 were introduced.

Page 20615

**Bills Reported:** Reports were filed as follows:

H.R. 1489, to permit the transportation of passengers between Puerto Rico and other United States ports on foreign-flag vessels when United States-flag service for such transportation is not available, amended (H. Rept. 97–723);

H.R. 5288, granting the consent of Congress to the compact between the States of New Hampshire and Vermont concerning solid waste (H. Rept. 97–724);

H.R. 6168, to amend chapter 41 of title 18, United States Code, to prohibit threats against Presidential candidates and other persons protected by the Secret Service who are not presently covered by the Presidential threat statute, with the creation of a new section 879 for this purpose, amended (H. Rept. 97–725); and

H.R. 6968, making appropriations for military construction for the fiscal year ending September 30, 1983 (H. Rept. 97–726).

Page 20615

**Journal:** By a yea-and-nay vote of 337 yeas to 26 nays with 2 voting "present", Roll No. 263, the House approved the Journal of Tuesday, August 10.

Page 20477

**Committees To Sit:** Committee on Science and Technology and the Subcommittee on Administration Law and Governmental Relations of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Objection was heard to a request that the Committee on Energy and Commerce be permitted to sit today during proceedings of the House under the 5-minute rule.

Page 20478

**Late Report:** Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 6968, making appropriations for military construction for the fiscal year ending September 30, 1983.

Page 20480

**Presidential Messages:** Received and read the following messages from the President:

*Fishery agreement:* Message transmitting a governing international fishery agreement between the United States and the Republic of Korea—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 97–224); and

*Mine safety:* Message transmitting the fiscal year 1980 annual report on mine safety and health activities—referred to the Committee on Education and Labor.

Page 20481

**State Department Authorization:** House agreed to the conference report on S. 1193, to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency, and the Board for International Broadcasting—clearing the measure for the President.

H. Res. 548, the rule waiving certain points of order against the conference report, was agreed to earlier by a voice vote.

Page 20481

**FIFRA:** By a yea-and-nay vote of 352 yeas and 56 nays, Roll No. 265, the House passed H.R. 5203, to amend the Federal Insecticide, Fungicide, and Rodenticide Act.

Agreed to the committee amendment in the nature of a substitute.

Agreed to:

An amendment that permits persons claiming to be injured by violations of FIFRA to bring suit in the appropriate United States district court for equitable relief. Rejected an amendment to this amendment that sought to define person as an individual employee, to classify injury as personal injury, and to limit relief to temporary restraining orders;

An amendment that strikes language regarding a State's authority to request health and safety data and regarding time requirements to reach certain decisions (agreed to by a recorded vote of 250 ayes to 154 noes, Roll No. 264);

An amendment that requires EPA to report to Congress on the impact of restrictions on the disclosure of certain information to foreign governments and international organizations;

An amendment that denies and cancels registration of toxaphene for sale or use. Rejected a substitute to this amendment that sought to require EPA to complete the review process with respect to toxaphene within 30 days after enactment of this legislation;

An amendment that requires EPA to consider the adverse effects of pesticides on unborn human beings after the moment of conception;

An amendment, as amended by a substitute, that strikes provisions relating to disclosure of innovative methods and technology;

A technical amendment; and

An amendment that requires EPA to promulgate final regulations governing public disclosure of industry data within one year after enactment of this legislation.

Rejected an amendment that sought to permit any person to request a hearing on the cancellation or reclassification of pesticides.

The Clerk was authorized to correct section numbers, cross references, and punctuation in the engrossment of the bill.

Page 20486

**Military Construction Authorization:** By a yea-and-nay vote of 332 yeas and 57 nays, Roll No. 268, the House passed H.R. 6214, to authorize certain construction at military installations for fiscal year 1983.

Agreed To:

An amendment that authorizes the Army to construct two secure units in Italy and a community support facility for an isolated family housing complex in Hawaii;

A technical amendment;

An amendment, as amended by a substitute, that prohibits obligation or expenditure of funds authorized for construction of MX weapons system facilities until the President completes his review of alternative MX missile basing modes, and 30 days have passed after Congress is notified of his decision;

An amendment that authorizes the Army to exchange an existing Army reserve center in Kansas City, Missouri, for a suburban school property in Independence, Missouri;

An amendment that prohibits use of authorized funds to construct housing units at the Los Alamitos Armed Forces Reserve Center;

A technical and conforming amendment;

An amendment that authorizes $5.3 million for the Federal share in replacement of armory facilities in Boston, Massachusetts;

An amendment that makes technical corrections and clarifies construction authority on land held in other than a fee simple interest;

An amendment that authorizes the transfer of land from the Army to the Illinois National Guard for the purposes of constructing an armory; and

An amendment that modifies the reversionary interest in former Navy land at the University of California at San Diego in order that such land may be used for industrial scientific or technological research purposes.

Rejected:

An amendment that sought to prohibit authorized funds for the NATO Infrastructure program if the Secretary determined that any 3 NATO countries pledged to increase defense spending by at least 3 percent per year had not achieved such increase for fiscal year 1983 (rejected by a recorded vote of 151 ayes to 245 noes, Roll No. 266);

An amendment that sought to prohibit use of authorized funds for airport construction activities in Honduras (rejected by a recorded vote of 109 ayes to 280 noes with 1 voting "present", Roll No. 267);

A motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken; and

An amendment that sought to reduce the total authorization in the bill to $7.13 billion.

An amendment was offered but subsequently withdrawn that sought to provide for long-term leases for Air Force family housing.

Subsequently, this passage was vacated and S. 2586, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 2586, and asked a conference. Appointed as conferees: Representatives Price, Brinkley, Montgomery, Kazen, Won Pat, Dickinson, Trible, Whitehurst, and Mitchell of New York.

The Clerk was authorized to make necessary technical corrections, including section numbers, punctuation, and cross references, in the engrossment of the House amendment to S. 2586.

Page 20550

**Committee To Sit:** Objection was heard to a request that the Committee on Energy and Commerce be permitted to sit Thursday, August 12 and Friday, August 13 during proceedings of the House under the 5-minute rule.

Page 20606

**Budget Reconciliation:** House disagreed to the Senate amendment to H.R. 6955, to provide for reconciliation pursuant to the first concurrent resolution on the budget for fiscal year 1983 (S. Con. Res. 92, Ninety-seventh Congress); and agreed to a conference. Appointed as conferees: Representatives Jones of Oklahoma, Panetta, Gephardt, Latta, and Frenzel for consideration of the entire House bill and Senate amendment; Representatives Aspin, Donnelly, and Martin of Illinois solely for consideration of title I of the House bill and Senate amendment; Representatives de la Garza, Foley, Bowen, Richmond, Harkin, Wampler, Findley, and Hagedorn, solely for consideration of title I of the House bill and Senate amendment, with Representative Coleman in lieu of Representative Hagedorn on sections 160–186 of the House bill and sections 101–150 of the Senate amendment, and Representative Thomas in lieu of Representative Findley on sections 101–130 of the House bill and section 151 of the Senate amendment; Representatives Zablocki, Hamilton, Bingham, Broomfield, and Lagomarsino soley for consideration of section 130 of the House bill and that portion of section 101 of the House bill which adds subparagraphs 201(d)(8)(D)(iii)–(v) to the Agricultural Act of 1949, as amended by the Agriculture and Food Act of 1981, and section 154 of the Senate amendment; Representatives St Germain, Gonzalez, Annunzio, Stanton of Ohio, and Wylie solely for consideration of title II of the House bill and title III of the Senate amendment; Representatives Dingell, Wirth, Florio, Broyhill, and Lent solely for consideration of sections 402 and 403 of the Senate amendment; Representatives Anderson, Rahall, Edgar, Clausen, and Shuster solely for consideration of section 403 of the Senate amendment; Representatives Ford of Michigan, Udall, Clay, Derwinski, and Taylor solely for consideration of title III of the House bill and sections 601–604 and 606–610 of the Senate amendment; Representatives Brooks, John L. Burton, Evans of Indiana, Horton, and Walker solely for consideration of sections 605 and 611 of the Senate amendment; and Representatives Montgomery, Applegate, Leath of Texas, Hammerschmidt, and Wylie solely for consideration of title IV of the House bill and sections 701–706 and 708 of the Senate amendment. Page 20606

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 20615

**Adjournment:** Met at 10 a.m. and adjourned at 10:26 p.m.

## *Committee Meetings*

### AGRICULTURAL TRADE ISSUES

*Committee on Agriculture* and the Committee on Foreign Affairs held a joint hearing to review agricultural trade issues. Testimony was heard from departmental witnesses.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Ordered reported H.R. 6968, military construction appropriations bill for fiscal year 1983.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense continued hearings on Defense appropriations. Testimony was heard from public witnesses.

### TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, General Government approved for full Committee action the Treasury, Postal Service, General Government appropriations bill for fiscal year 1983.

### JOINT CHIEFS OF STAFF REORGANIZATION ACT; REPROGRAMMINGS

*Committee on Armed Services:* Ordered reported H.R. 6954, to amend title 10, United States Code, to provide for more efficient and effective operation of the Joint Chiefs of Staff and to establish a Senior Strategy Advisory Board in the Department of Defense.

The Committee also approved five reprogramming requests.

Prior to this action, the Committee held a hearing on reprogramming requests. Testimony was heard from Brig. Gen. Harry D. Penzler, USA, Deputy Director for Operations (Operational Plans and Capabilities), Organization of the Joint Chiefs of Staff.

John E. Dexter, Director, Health Programming and Budgeting, Office of the Assistant Secretary for Health Affairs, Department of Defense; Col. Charles D. Metcalf, Deputy Director of Budget (Operations), Office of the Comptroller, Department of the Air Force; Col. William S. Chen, Chief, Munitions Division, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army and Col. Stephen E. Rash, Chief, Ground Combat Systems Division, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army.

## CREDIT CONTROL ACT EXTENSION

*Committee on Banking, Finance and Urban Affairs:* Ordered reported as amended H.R. 6124, to reduce interest rates, control inflation, insure the availability of credit for productive purposes, and promote economic recovery by extending the Credit Control Act.

## SELECT COMMISSION ON VOLUNTEER SERVICE OPPORTUNITIES ACT

*Committee on Education and Labor:* Subcommittee on Select Education approved for full Committee action as amended, H.R. 2500, Select Commission on Voluntary Service Opportunities Act of 1981.

Prior to this action, the Subcommittee concluded hearings on this bill. Testimony was heard from public witnesses.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

## U.S. INTERNATIONAL COMPETITIVENESS: ELECTRONICS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on U.S. International Competitiveness: Electronics. Testimony was heard from public witnesses.

## USE OF IRS IN NONTAX ACTIVITIES

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the use of Draft Registration and Welfare Enforcement and other nontax activities. Testimony was heard from Roscoe L. Egger, Jr., Commissioner, IRS, Department of the Treasury; Thomas K. Turnage, Director, Selective Service System and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: S. 1894, amended, to permit Indian tribes to enter into certain agreements for the disposition of tribal mineral resources; H.R. 6612, amended, Mashantucket Pequot Indian Claims Settlement Act; S. 2177, amended, to amend title III of the Colorado River Basin Project Act, Public Law 90-537 (82 Stat. 885), as amended by Public Law 95-578 (92 Stat. 2471), and Public Law 96-375 (94 Stat. 1505); S. 1621, to authorize the replacement of existing pump casings in southern Nevada water project pumping plants 1A and 2A; S. 1628, to amend the Emergency Fund Act (Act of June 26, 1948, 62 Stat. 1052); and H.R. 5652, amended, to authorize and direct the Secretary of the Interior to convey certain real property to the Pershing County Water Conservation District.

## CHEMICAL TRIS; PRIVATE CLAIMS BILLS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended S. 823, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, yarn, or fiber.

The Subcommittee also considered private claims bills.

## HOME RECORDING

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on the following bills: H.R. 5705, Home Recording Act of 1982; H.R. 5250, to amend the copyright law to exempt private, nonprofit recording of copyrighted works on video recorders from copyright infringement, and related bills. Testimony was heard from public witnesses.

## MISCELLANEOUS MEASURES; REPORT

*Committee on Science and Technology:* Ordered reported the following bills: H.R. 4281, amended, Critical Materials Act of 1981 and H.R. 6928, Humane Care and Development of Substitutes for Animals in Research Act.

The Committee also approved a report on the Nuclear Regulatory Commission Nuclear Safety Research Program.

## AVIATION WEATHER

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials and the Subcommittee on Investigations and Oversight held a hearing on Aviation Weather. Testimony was heard from James Burnett, Chairman, National Transportation Safety Board, Michael J. Fennello, Deputy Administrator, FAA, Department of Transportation; Richard Hallgren, Director, National Weather Service, NOAA, Department of Commerce, and public witnesses.

## *Joint Meeting*

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense, but did not complete action thereon, and will meet again on tomorrow.

# *Thursday, August 12, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 20808–20935*

**Bills Introduced:** Six bills and one resolution were introduced, as follows: S. 2829–2834, and S.J. Res. 230.

**Page 20910**

Measures Passed:

*National Coin Week:* Committee on the Judiciary was discharged from the further consideration of H. J. Res. 516, providing for the designation of April 17 to April 23, 1983, as "National Coin Week," and the measure was then passed.

**Page 20810**

*Accessibility of Federal Surplus Property:* Senate passed with amendments, S. 2625, making Federal surplus property more accessible to local emergency preparedness and volunteer firefighting organizations.

**Page 20811**

*Budget Act Waiver:* Senate agreed to S. Res. 434, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6260, listed below.

**Page 20812**

*Patent and Trademark Office Authorizations:* Senate passed H.R. 6260, authorizing funds through fiscal year 1985 and supplemental funds for fiscal year ending September 30, 1982, for the Patent and Trademark Office, and establishing a schedule of patent fees.

**Page 20812**

*Budget Waiver:* Senate agreed to S. Res. 438, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of S. 2059, listed below.

**Page 20813**

*Ethics in Government Act Revision:* Senate passed with amendments, S. 2059, revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to insure independent investigations of high-ranking Federal officials and to remove inequities in the present law.

**Page 20813**

*Select Committee on Ethics:* Senate agreed to S. Res. 425, authorizing the Select Committee on Ethics to provide training assistance to its professional staff.

**Page 20820**

*Burns Paiute Indian Trust Lands:* Senate passed with an amendment S. 1468, designating a portion of land in Harney County, Oregon, to be held in trust for the Burns Paiute Indian Tribe.

**Page 20820**

*Special Congressional Gold Medals:* Senate passed H.R. 4647, awarding special congressional gold medals to Fred Waring, the widow of Joe Louis, and Louis L'Amour.

**Page 20821**

*National Recovery Room Nurses Day:* Senate passed S.J. Res. 188, authorizing and requesting the President to designate March 1, 1983, as "National Recovery Room Nurses Day."

**Page 20822**

*Will Rogers and Wiley Post Day:* Senate passed S.J. Res. 230, authorizing and requesting the President to designate August 15, 1982, as "Will Rogers and Wiley Post Day."

**Page 20897**

*Budget Waiver:* Senate agreed to S. Res. 435, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2222, listed below.

**Page 20826**

**Immigration Reform and Control Act of 1982:** Senate continued consideration of S. 2222, revising and reforming U.S. immigration laws, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

**Page 20826**

Adopted:

By 84 yeas to 16 nays, Grassley modified unprinted amendment No. 1226, revising the legalization program and providing State block grants for legalization impact assistance.

**Page 20865**

Rejected:

(1) By 30 yeas to 70 nays, Kennedy Amendment No. 1997, to strike the provisions by which the number of available family reunification visas would be reduced by the number of immediate relatives admitted in the previous fiscal year.

**Page 20846**

(2) By 37 yeas to 63 nays, Kennedy Amendment No. 1951, to accord a second preference in the allocation of family reunification visas to qualified immi-

grants who are the adult unmarried sons and daughters of permanent resident aliens.

Page 20851

(3) By 41 yeas to 59 nays, Kennedy Amendment No. 1998, to allocate visas to qualified immigrants who are the unmarried brothers or sisters of certain citizens of the United States and for certain immigrants qualifying under the previous fifth preference category.

Page 20853

(4) By 17 yeas to 82 nays, Helms-East Amendment No. 1987, to eliminate provisions relating to the legalization of the status of certain aliens under the Immigration and Nationality Act.

Page 20857

(5) By 35 yeas to 63 nays, Huddleston unprinted amendment No. 1227, to include refugees and asylees within the numerical limitations for family reunification immigrants and independent immigrants.

Page 20871

Senate will continue consideration of the bill and amendments proposed thereto on Friday, August 13.

**Bureau of Standards:** Senate concurred in the amendment of the House to S. 2271, authorizing funds for fiscal year 1983 for the National Bureau of Standards, and the National Technical Information Service, with amendments as follows:

Baker (for Schmitt and Cannon) unprinted amendments No. 1225, redefining Robotics research program, eliminating a floor on the Office of Weights and Measures and providing a floor for Metals Processing.

Page 20822

**Potato Research and Promotion Act:** Senate receded from its amendments to H.R. 2160, revising certain provisions of the Potato Research and Promotion Act to change the formula used by the National Potato Promotion Board to assess potato producers, clearing the measure for the President.

Page 20810

**Training for Jobs Act:** Senate disagreed to the amendments of the House to S. 2036, providing for State and local employment and training assistance, requested a conference with the House thereon, and appointed as conferees Senators Hatch, Quayle, Hawkins, Kennedy, and Metzenbaum.

Page 20856

**Aviation Insurance Program—Conference Report:** Senate considered the conference report on H.R. 5930, amending the Federal Aviation Act of 1958, extending the authority of the Secretary of Transportation to provide certain aviation insurance and reinsurance.

By 59 yeas to 38 nays, 1 voting "present", Senate upheld a ruling of the Chair in sustaining a point of order against the conference report, and thus the bill was recommitted to conference.

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, and upon the recommendation of the Majority Leader, appointed Senator Stafford, Chairman, and Senator Grassley, Vice Chairman, to attend the Interparliamentary Union Conference, to be held in Rome, Italy, September 14–22, 1982.

Page 20857

**Nominations:** Senate received the following nominations:

W. Scott Thompson, of Massachusetts, to be an Associate Director of the International Communication Agency.

Robert B. Hotz, of Maryland, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency.

One Army nomination in the rank of General.

Routine lists of Army, Air Force, and Marine Corps nominations.

Page 20935

**Message From the President:** Page 2090

**Messages From the House:** Page 20908

**Measures Referred:** Page 20909

**Communications:** Page 20909

**Statements on Introduced Bills:** Page 20910

**Amendments Submitted for Printing:** Page 20915

**Committee Authority To Meet:** Page 20915

**Additional Statements:** Page 20915

**Nominations:** Page 20935

**Record Votes:** Seven record votes were taken today. (Total—318)

Pages 20855, 20865, 20870, 20883, 20897

**Recess:** Senate convened at 10 a.m., and recessed at 9:46 p.m., until 10 a.m., on Friday, August 13, 1982. (For Senate schedule, see remarks of Senator Baker in today's Record on page 20808.)

## *Committee Meetings*

### TIMBER CONTRACT ADJUSTMENTS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Forestry, Water Resources, and Environment concluded hearings on S. 2805, providing for an adjustment in the termination, extension, or modification of certain contracts for the sale of timber from National Forest System lands and public lands, after receiving testimony from Senator Hatfield; R. Max Peterson, Chief, George Leonard, Acting Director, Timber Management, and Dwight Hair, Supervisory Research Forester, Demand Price and Trade Group, Forest Resources Economics and Research Staff, all of the U.S. Forest Service, Department of Agriculture;

ment, Department of the Interior; Ralph D. Hodges and John Hall, both on behalf of the National Forest Products Association, Rexford A. Ressler, The American Forestry Association, Roger Sedjo, Resources for the Future, and Peter Kirby, representing the Wilderness Society and the Sierra Club, all of Washington, D.C.; Steve H. Hanke, Johns Hopkins University, Baltimore, Maryland; Paul F. Ehinger and Richard L. Barnes, both of Western Resource Alliance, Springfield, Oregon; George Cheek, Potlatch Corporation, San Francisco, California; Charles H. Thomas, Jr., Shuqualak, Mississippi, and Robert L. Davis, Atlanta, Georgia, both of the Southeastern Lumber Manufacturers Association; and Harry Williams and Clark Cosse, both of the Southern Forestry Products Association, New Orleans, Louisiana.

## OIL AND GAS REVENUES

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on S. 2792 and S. 2794, bills establishing a Federal fund from revenues derived from oil and gas leases on the Outer Continental Shelf to provide block grants to certain States and territories for ocean and coastal energy impact assistance and resource management, after receiving testimony from Resident Commissioner Baltasar Corrada; Jack R. Van Lopik, National Advisory Committee on Oceans and Atmosphere, Robert Corell, National Association of State Universities and Land Grant Colleges, Karen Gottovi, National Association of Counties, and Liz Kaplan, Friends of the Earth, all of Washington, D.C.; Arthur Rocque, Jr., Coastal States Organization, Hartford, Connecticut; C. Deming Cowles, Alaska Governor's Office, South Carolina State Representative William M. Campbell, Columbia; Alec Giffin, Office of the Governor of Maine, Augusta; and Deni Greene, Office of the Governor of California, Sacramento.

## NOMINATIONS

*Committee on Energy and Natural Resources:* Committee concluded hearings on the nominations of Milton M. Masson, Jr., of Arizona, and John B. Carter, Jr., of Texas, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation, and Oliver G. Richard, III, of Louisiana, to be a Member of the Federal Energy Regulatory Commission, after the nominees testified and answered questions in their own behalf. Mr. Carter was introduced by Senator Bentsen, and Mr. Richard was introduced by Senators Johnston and Long. Testimony was also received on the nomination of Mr. Richard from Edward F. Burke, Rhode Island Public Utilities Commission, Providence.

## INDIANA DUNES AND HOOSIER FOREST AREA

*Committee on Energy and Natural Resource:* Subcommittee on Public Lands and Reserved Water concluded hearings on S. 2186, providing for the Secretary of the Interior to acquire from the State of Indiana certain lands by exchange at the Indiana Dunes National Lakeshore, and S. 2710, establishing a wilderness area in the Hoosier National Forest area, Indiana, after receiving testimony from Senators Lugar and Quayle; Representative Hamilton; R. Max Peterson, Chief, U.S. Forest Service, Department of Agriculture; Mary Lou Grier, Deputy Director, Natonal Park Service, Department of the Interior; James M. Ridenour, Indiana Department of Natural Resources, and Gregory K. Silver, Indiana Sierra Club, both of Indianapolis; Jeffrey Stant, Salt Creek Coalition, David Walker, Indiana Chapter of the Audubon Society, and Harry Hollis, all of Bloomington, Indiana; William Hayden, Indiana Division of the Isaac Walton League of America, Bedford, Indiana; Alfred Forgey, Jackson County Planning and Zoning Commission, Brownstown, Indiana; and John Wayt, Citizens Concerned About Nebo Ridge, Columbus, Indiana.

## NOMINATIONS

*Committee on Finance:* Committee ordered favorably reported the nominations of Mary Ann Cohen, of California, and Lapsley W. Hamblen, Jr., of Virginia, each to be Judge of the U.S. Tax Court.

Prior to this action, the committee concluded hearings on the nominations of Ms. Cohen and Mr. Hamblen, after the nominees testified and answered questions in their own behalf. Mr. Hamblen was introduced by Senator Harry F. Byr, Jr.

## NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Charles W. Greenleaf, Jr., of Virginia, to be an Assistant Administrator, Agency for International Development, after the nominee testified and answered questions in his own behalf

## U.S./U.S.S.R. ECONOMIC POLICY

*Committee on Foreign Relations:* Committee held hearings on U.S. economic policy toward the Soviet Union, focusing on the effectiveness of U.S. policy decisions, receiving testimony from Herbert Levine, University of Pennsylvania, Philadelphia; Vladimir G. Treml, Duke University, Durham, North Carolina; Charles Wolf, International Economic Policy Program, and The Rand Corporation, Santa Monica, California; and Kempton B. Jenkins, ARMCO, and Edward Hewett, Brookings Institution, both of Washington, D.C.

Hearings continue on tomorrow.

### COURT BACKLOGS

*Committee on the Judiciary:* Subcommittee on Juvenile Justice held hearings on State and local law enforcement efforts to reduce criminal case backlogs, receiving testimony from Edward Rendell, District Attorney of Philadelphia, Judge Nicholas A. Cipriani, Philadelphia Family Court, and Judge David N. Savitt, and Judge Harry Takiff, both of the Philadelphia Court of Common Pleas, all of Philadelphia, Pennsylvania.

Hearings were recessed subject to call.

### DOMESTIC SECURITY

*Committee on the Judiciary:* Subcommittee on Security and Terrorism continued hearings to review the U.S. Attorney General's guidelines on domestic security investigations (Levi Guidelines), receiving testimony from Arleigh McCree, Los Angeles Police Department, Los Angeles, California; and Fred W. Raines, D.C. Metropolitan Police Department, Washington, D.C.

Hearings were recessed subject to call.

### SALLIE MAE

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and Humanities concluded oversight hearings on activities of the Student Loan Marketing Association (Sallie Mae), focusing on a request for an exemption under Federal priority for recovering monies owed the association, and receiving testimony from Edward A. Fox, President, and Edward A. McCabe, Chairman of the Board, both of the Student Loan Marketing Association; Richard C. Hawk, Higher Education Assistance Foundation, Overland Park, Kansas; David Longanecker, Higher Education Coordinating Board, St. Paul, Minnesota; Paul P. Borden, Higher Education Assistance Authority, Frankfort, Kentucky; and Ronald Iverson, Vermont Student Assistance Corporation, Winooski.

### REGULATORY FLEXIBILITY

*Committee on Small Business:* Subcommittee on Government Regulation and Paperwork held joint oversight hearings with the Committee on the Judiciary's Subcommittee on Regulatory Reform on the implementation of the Regulatory Flexibility Act (P.L. 96–354), requiring Federal agencies to consider the impact of Federal regulation on small business and governmental units before such regulations can take effect, and S. 2170, requiring a Federal agency to prepare a regulatory flexibility analysis whenever the agency publishes a general notice or proposed rulemaking or a final rule, receiving testimony from Senator Dodd; Frank Swain, Chief Counsel for Advocacy, Small Business Administration; Kathleen Buck, Assistant General Counsel, Legal Counsel, Department of Defense; Charles W. Akerland, AMWEST, representing Small Business United, Salt Lake City, Utah; Shaw Mudge, Shaw Mudge & Company, representing the Smaller Business Association of New England, Stamford, Connecticut; Paul Verkuil, Tulane University, New Orleans, Louisiana; and Jere Glover, representing the Small Business Legislative Counsel, Mike Roush, National Federation of Independent Business, and Charles Bangert, Randall Bangert & Price, all of Washington, D.C.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:**

Public bills, H.R. 6978–6988; and 12 resolutions, H.J. Res. 570–575, H. Con. Res. 394, and H. Res. 559–563 were introduced.

Page 20801

**Reports Filed:** Reports were filed as follows:

Report entitled "Failure of Federal Departments and Agencies to Collect Audit-Related Debts" by the Committee on Government Operations (H. Rept. 97–727);

Report entitled "Failure of the Air Force and Navy to Develop Common Radar Warning Receivers Is Costly" by the Committee on Government Operations (H. Rept. 97–728);

Report entitled "DOD Wastes Hundreds of Millions of Dollars by Duplicating Base Support Services" by the Committee on Government Operations (H. Rept. 97–729);

Report entitled "Direct Broadcast Satellites: International Representation and Domestic Regulation" by the Committee on Government Operations (H. Rept. 97–730);

Report entitled "Security Classification Policy and Executive Order 12356" by the Committee on Government Operations (H. Rept. 97–731);

Report entitled "Presidential Libraries: Unexplored Funding Alternatives" by the Committee on Government Operations (H. Rept. 97–732);

H.R. 5618, Organic Farming Act of 1982, amended (H. Rept. 97–733);

H.R. 4828, to set aside certain surplus vessels for use in the provision of health and other humanitarian services to developing countries, amended (H. Rept. 97–734);

H.J. Res. 429, to establish State commissions on teacher excellence, amended (H. Rept. 97–735);

H.R. 6485, to amend and extend the Tribally Controlled Community College Assistance Act of 1978, amended (H. Rept. 97–736);

H.R. 6732, to amend the International Safe Container Act, amended (H. Rept. 97–737);

H. Res. 559, waiving certain points of order against H.R. 6956, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1983 (H. Rept. 97–738);

H. Res. 560, waiving certain points of order against H.R. 6957, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983 (H. Rept. 97–739);

H. Res. 561, waiving certain points of order against H.R. 6968, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1983 (H. Rept. 97–740);

H. Res. 562, providing for the consideration of H.R. 6755, to authorize assistance to promote economic revitalization in the Caribbean Basin region (H. Rept. 97–741);

H. Res. 563, providing for the consideration of H.R. 3432, to amend the Water Resources Development Act of 1974 relating to planning and evaluating water resources projects (H. Rept. 97–742);

H. Res. 521, disapproving the President's recommendation to extend certain waiver authority under the Trade Act of 1974 with respect to Romania, adversely reported (H. Rept. 97–743); and

H.R. 6954, to amend title 10, United States Code, to provide for more efficient and effective operation of the Joint Chiefs of Staff and to establish a Senior Strategy Advisory Board in the Department of Defense (H. Rept. 97–744).

Page 20801

**Journal:** By a yea-and-nay vote of 344 yeas to 27 nays with 1 voting "present", Roll No. 269, the House approved the Journal of Wednesday, August 11.

Page 20675

**Supplemental Appropriations:** House disagreed to the amendment of the Senate to H.R. 6863, Supplemental Appropriations Act, 1982; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Benjamin, Dixon, Fazio, Conte, McDade, Edwards of Oklahoma, Myers, Miller of Ohio, Coughlin, Kemp, and O'Brien.

Page 20676

**Postal Limitations:** House passed and cleared for the President S. 2073, to repeal outdated size and weight limitations now imposed on the United States Postal Service.

Page 20677

**Committee to Sit:** Objection was heard to a request that the Committee on Energy and Commerce be permitted to sit today during the proceedings of the House under the 5-minute rule.

Page 20678

**Wilderness Act:** By a yea-and-nay vote of 340 yeas to 58 nays, Roll No. 271, the House passed H.R. 6542, to withdraw certain lands from mineral leasing.

Agreed to the committee amendment in the nature of a substitute.

Agreed to a technical amendment.

Rejected:

An amendment that sought to allow the use of explosives during seismic exploration in wilderness areas (rejected by a recorded vote of 115 ayes to 281 noes, Roll No. 270); and

An amendment that sought to exclude land that is under consideration for wilderness designation from the withdrawal provisions of the bill.

Page 20678

**Interparliamentary Union:** The Speaker appointed as members of the delegation to the Conference of the Interparliamentary Union to be held in Rome, Italy, September 14–22, the following Members on the part of the House: Representatives Pepper, Chairman, Derwinski, Vice Chairman, Fountain, Pickle, de la Garza, Bowen, Boggs, Washington, Broomfield, McClory, Stanton of Ohio, and Butler.

Page 20698

**Federal Payment to the District of Columbia:** By a recorded vote of 279 ayes to 122 noes, Roll No. 273, the House passed H.R. 5595, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.

Agreed to an amendment that requires at least $14.3 million of the funds provided by the bill be used to eliminate any deficits in the D.C. Teachers' and Police Officers' and Fire Fighters' Retirement Funds (agreed to by a yea-and-nay vote of 221 yeas to 181 nays and 1 voting "present", Roll No. 272).

Subsequently, this passage was vacated and S. 2457, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

Consideration of the bill was made in order by a unanimous consent request on Monday, August 9.

Page 20703

**Committee to Sit:** Committee on Energy and Commerce received permission to sit during the proceedings of the House under the 5-minute rule today and Friday, August 13.

Page 20716

**EPA Authorization:** Agreed to H. Res. 535, providing for the consideration of H.R. 6323, to authorize appropriations for environmental research, development, and demonstration for the fiscal years 1983 and 1984.

Page 20719

**NOAA Authorization:** Agreed to H. Res. 540, providing for the consideration of H.R. 6324, to authorize appropriations for atmospheric, climate, and ocean pollution activities of the National Oceanic and Atmospheric Administration for the fiscal years 1983 and 1984.

Page 20720

**Rail Safety and Service Improvement:** House passed H.R. 6308, to ensure rail safety, provide for the preservation of rail service, ensure the completion of the Northeast Corridor improvement project.

Agreed to the committee amendment in the nature of a substitute (the text of H.R. 6911), as amended by:

An amendment that requires the Secretary to report within 30 days as to the establishment of regulations requiring the lead car of any railroad train in operation after July 1, 1983, be equipped with an acceptable form of mounted oscillating light;

An amendment that requires the FRA to promulgate regulations on the construction of safe passenger equipment and the training of operating personnel on passenger service for evacuation procedures and the use of emergency equipment;

Two amendments of a clarifying and a perfecting nature; and

An amendment that assures the feeder lines are used for agricultural products.

Agreed to amend the title.

The Clerk was authorized to correct section numbers, punctuation, and cross references and such other technical and conforming changes in the engrossment of the bill.

H. Res. 546, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 20721

**National Development Investment Act:** By a yea-and-nay vote of 281 yeas to 95 nays, Roll No. 275, the House passed H.R. 6100, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965.

Agreed to the committee amendment.

Rejected an amendment that sought to exempt projects funded with Economic Development Administration grants from wage requirements of the Davis-Bacon Act if the bid of the contractor awarded the grants is 10 percent less than the next lowest bid (rejected by a recorded vote of 140 ayes to 237 noes, Roll No. 274).

Subsequently, this passage was vacated and S. 2144, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 2144 and asked a conference with the Senate. Appointed as conferees: Representatives Oberstar, Roe, Edgar, Rahall, Bouquard, Clausen, Clinger, Hammerschmidt, and McEwen.

H. Res. 539, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 20737

**Committee Resignation:** Read a letter from Representative Dornan wherein he resigns from the Select Committee on Aging. Subsequently, the Speaker appointed Representative Heckler to fill the existing vacancy.

Page 20774

**Late Reports:** Committee on Armed Services received permission to have until midnight on Friday, August 13, to file a report on H.R. 6954, to amend title 10, United States Code, to provide for more efficient and effective operation of the Joint Chiefs of Staff and to establish a Senior Strategy Advisory Board in the Department of Defense; and

Conferees received permission to have until midnight on Friday, August 13, to file a conference report on H.R. 6530, to establish the Mount St. Helens National Volcanic Area.

Page 20775

**Referrals:** Two Senate-passed measures were referred to the appropriate House committees.

Page 20800

**Adjournment:** Met at 10 a.m. and adjourned at 8:22 p.m.

## *Committee Meetings*

### SMALL BUSINESS SALVAGE TIMBER SALES ACT

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy held a hearing on H.R. 6655, Small Business Salvage Timber Sales Act. Testimony was heard from departmental witnesses.

### COSTS OF UNEMPLOYMENT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on costs of unemployment. Testimony was heard from Janet L. Norwood, Bureau of Labor Statistics, Department of Labor; Alice M. Rivlin, Director, CBO; Ted Kulongoski, Senator, State of Oregon and public witnesses.

## OVERSIGHT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on International Trade, Investment and Monetary Policy held an oversight hearing on IMF Loan to El Salvador. Testimony was heard from Richard Erb, U.S. Executive Director, International Monetary Fund and public witnesses.

## CONVEY RFK STADIUM TO DISTRICT OF COLUMBIA

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs approved for full Committee action H.R. 6697, to amend the District of Columbia Stadium Act of 1957 to require the Secretary of the Interior to convey to the government of the District of Columbia all right, title, and interest to the Robert F. Kennedy Memorial Stadium vested in the United States. Testimony was heard from representatives of the government of the District of Columbia and Jack Fish, National Capital Park Service.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow

## U.S. FOREIGN POLICY AND THE CONVENTION ON THE LAW OF THE SEA

*Committee on Foreign Affairs:* Held a hearing on U.S. Foreign Policy and the Convention on the Law of the Sea. Testimony was heard from James Malone, Assistant Secretary of State, Bureau of Ocean, Environment and International Scientific Affairs; Elliot L. Richardson, former Special Representative of the President, U.N. Third Conference on the Law of the Sea and a public witness.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police met and considered pending business.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on public lands sales. Testimony was heard from public witnesses.

## FEDERAL INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 6783, to modify the insanity defense in the Federal courts, and related bills. Testimony was heard from Gerald Tjoflat, Judge, Fifth District, Court of Appeals and public witnesses.

Hearings continue August 17.

## INTERNATIONAL SAFE CONTAINER ACT AMENDMENTS

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended H.R. 6732, to amend the International Safe Container Act.

## OVERSIGHT

*Committee on Post Office and Civil Service:* Subcommittee on Postal Personnel and Modernization held an oversight hearing on Postal Service's emergency preparedness planning. Testimony was heard from the following officials of the U.S. Postal Service: Jerry Jones, General Manager, Prevention Planning Division, Donald Dillman, General Manager, In-Plant Systems Division and Ralph Jusell, Civil Defense Coordinator; Joseph Morland, Assistant Associate Director for National Preparedness Plans, Federal Emergency Management Agency and public witnesses.

## WATER RESOURCES DEVELOPMENT PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources continued hearings on proposed water resources projects of the U.S. Army Corps of Engineers and other matters relating to water resources development. Testimony was heard from Representative Fuqua; Brig. Gen. Forrest T. Gay, III, Acting Director of Civil Works, U.S. Army Corps of Engineers and Pam McVety, Special Assistant to the Secretary, Department of Environmental Regulation, State of Florida.

## HUD–INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving clause 2 and clause 6 of Rule XXI against specified provisions of H.R. 6956, making appropriations for the Department of Housing and Urban Development and Independent Agencies for fiscal year 1983. Testimony was heard from Chairman Whitten and Representatives Boland, Yates, Conte and Green.

## COMMERCE, JUSTICE, STATE, AND THE JUDICIARY APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving clause 7, Rule XXI against consideration of H.R. 6957, making appropriations for the Departments of Commerce, Justice, State, and the Judiciary for fiscal year 1983; waiving clause 2 and clause 6, Rule XXI against specified provisions of the bill; providing that where points of order are waived against specified provisions, a point of order may be made against any other provision of the paragraph, but not against the entire paragraph. Testimony was heard from Representatives Smith of Iowa, Zablocki, Levitas, O'Brien, and Broyhill.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving clause 2, Rule XXI against specified provisions of H.R. 6968, making appropriations for military construction for the fiscal year ending September 30, 1983. Testimony was heard from Representatives Hefner and Regula.

### CARIBBEAN-CENTRAL AMERICA ECONOMIC REVITALIZATION ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6755, Caribbean-Central America Economic Revitalization Act of 1982. Testimony was heard from Chairman Zablocki.

### WATER RESOURCES POLICY ACT

*Committee on Rules:* Granted an open rule providing one and one-half hours of debate on H.R. 3432, Water Resources Policy Act of 1981. Testimony was heard from Representatives Roe, Kazen, Hance, Hammerschmidt, and Clausen.

### COMPENSATION FOR POLLUTION-RELATED DISEASE

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Scientific Causation for Compensation for Pollution-related disease. Testimony was heard from public witnesses.

### MOST FAVORED NATION TREATMENT TO ROMANIA

*Committee on Ways and Means:* Ordered unfavorably reported H. Res. 521, disapproving the President's recommendation to extend certain waiver authority under the Trade Act of 1974 with respect to Romania.

### COMMITTEE BUSINESS

*Permanent Select Committee on Intelligence:* Met in executive session to consider pending business.

### LOOK-ALIKE DRUGS

*Select Committee on Narcotics Abuse and Control:* Held a hearing on Look-Alike Drugs. Testimony was heard from Tyrone Fahner, Attorney General, Illinois; from the following officials of the Department of Health and Human Services: Dr. William Pollin, Director, National Institute on Drug Abuse and Joseph P. Hile, Associate Commissioner for Regulatory Affairs, FDA; Gene R. Haislip, Director, Office of Compliance and Regulatory Affairs, Drug Enforcement Administration, Department of Justice; David W. Madden, Postal Inspector in Charge, Cincinnati, Ohio Division, Postal Inspection Service, U.S. Postal Service; Amanda Pedersen, Deputy Director, Bureau of Consumer Protection, FTC and public witnesses.

## *Joint Meetings*

### APPROPRIATIONS—SUPPLEMENTAL

*Conferees* agreed to file a conference report on H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees* continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense.

### MOUNT ST. HELENS REDEVELOPMENT

*Conferees* agreed to file a conference report on H.R. 6530, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington.

### RECONCILIATION—TITLE I

*Conferees* of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture met to resolve the difference between the Senate- and House-passed versions of Title I of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, but did not complete action thereon, and will meet again tomorrow.

### RECONCILIATION—TITLE VI

*Conferees* of the Senate Committee on Governmental Affairs and House Committee on Post Office and Civil Service met to resolve the differences between the Senate- and House-passed versions of Title VI of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, but did not complete action thereon, and will meet again tomorrow.

### TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* met in evening session to continue to resolve the differences between the Senate- and

House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, August 13, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 21012–21141*

**Bills Introduced:** Three bills and four resolutions were introduced, as follows: S. 2835–2837, and S. Res. 445–448.

**Page 21104**

**Bills Reported:** Reports were made as follows:

S. Res. 445, urging the U.S. Government to seek certain assurances from the Government of Romania concerning facilitation of emigration procedures and freedom from religious and cultural persecution. (S. Rept. No. 97–522)

H. Con. Res. 385, expressing the sense of the Congress that the Soviet Union should allow Yuri Balovlenkov to emigrate.

Report of the Committee of Conference on the disagreeing votes on the amendments of the Senate to H.R. 6530, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington. (S. Rept. No. 97–523)

S. 1606, establishing a Federal supplemental property insurance fund for nuclear powerplants to cover the remedial action associated with onsite property damage following a nuclear incident, and providing for the cleanup of the damaged Three Mile Island Unit No. 2 nuclear power reactor (TMI–2), with an amendment in the nature of a substitute (with minority and supplemental views). (S. Rept. No. 97–524)

S. Res. 447, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1606, listed above. Referred to the Committee on the Budget.

H.R. 6409, providing for U.S. participation in the 1984 Louisiana World Exposition to be held in New Orleans, with an amendment. (S. Rept. No. 97–525)

S. Res. 448, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6409, listed above. Referred to the Committee on the Budget.

**Page 21104**

**Measure Passed:**

*Congressional Cemetery:* Senate passed H.R. 6033, authorizing the Archetect of the Capitol to enter into an agreement with the Association for the Preservation of Historic Congressional Cemetery, Washington, D.C., to assist in the preservation of Congressional Cemetery.

**Page 21098**

**Immigration Reform and Control Act of 1982:** Senate continued consideration of S. 2222, revising and reforming U.S. immigration laws, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto as follows: **Page 21013**

Adopted:

(1) Bentsen unprinted amendment No. 1228, requiring that the Attorney General, after consultation with the Committees on the Judiciary of the House and the Senate and with qualified voluntary agencies, shall prescribe regulations establishing a definition of the term "resided continuously," and for establishing the requirements necessary to prove eligibility for immigration benefits.

**Page 21014**

(2) Armstrong unprinted amendment No. 1229, expressing the sense of the Congress that (1) the immigration laws of the United States should be enforced vigorously and uniformly; and (2) in the enforcement of such laws, the Attorney General should take due and deliberate actions necessary to safeguard the constitutional rights, personal safety, and human dignity of U.S. citizens and aliens.

**Page 21014**

(3) Simpson (for Dole) unprinted amendment No. 1230, providing protection of privacy and security of a system to determine employment eligibility in the United States.

**Page 21016**

(4) Pressler-Inouye unprinted amendment No. 1232, facilitating travel by foreign nations to the United States.

**Page 21026**

(5) Kennedy unprinted amendment No. 1234, providing that, 18 months after enactment of the Act, the Comptroller General of the United States shall prepare and transmit to the Committee on the Judiciary and the Committee on Education and Labor of the House and the Committee on the Judiciary and the Committee on Labor and Human Resources of the Senate a report describing the results of a comprehensive review of the implementation and enforcement of the provisions of Section 101(a) during the preceding 18-month period, for the purpose of determining if (a) such provisions have been carried out satisfactorily; (b) a pattern of unlawful discrimination has resulted against U.S. citizens or aliens, other than unauthorized aliens as defined in section 274(a)(4), seeking employment; and (c) an unnecessary regulatory burden has been created for employers hiring such workers.

**Page 21035**

(6) Grassley unprinted amendment No. 1236, removing the veto provisions of the alien employment eligibility system.

Page 21043

(7) Nickles unprinted amendment No. 1237, clarifying how violations are counted when determining an employer's penalty, and establishing separate and distinct units of corporate liability.

Page 21045

(8) Simpson unprinted amendment No. 1239, of a technical and clarifying nature.

Page 21074

(9) Simpson (for Kennedy), en bloc, unprinted amendment No. 1241, exempting from disclosure asylum and asylum related records and documents, and Amendment No. 1954, requiring that hearings on asylum applications shall be closed to the public unless the applicant requests otherwise.

Page 21076

(10) Simpson (for Kennedy) unprinted amendment No. 1245, dealing with aliens who are members of professions holding doctoral degrees or aliens of exceptional ability; and providing authority to waive the two-year foreign residency requirement for certain students.

Page 21090

Rejected:

(1) By 28 yeas to 62 nays, Kennedy Amendment No. 1955, to strike the provisions amending the Immigration and Nationality Act regarding the admission of nonimmigrant temporary workers.

Page 21017

(2) By 38 yeas to 53 nays, D'Amato unprinted amendment No. 1233, to deny second preference status to spouses and children of aliens requiring permanent residence under the legalization provisions until certain other aliens have entered the United States.

Page 21028

(3) By 22 yeas to 69 nays, Kennedy Amendment No. 1947, to provide for the termination of provisions relating to the unlawful employment of aliens unless certain circumstances occur.

Page 21031

(4) By 41 yeas to 45 nays, modified Bumpers unprinted amendment No. 1235, to provide for Congressional review of refugee admissions in excess of 75,000 in any fiscal year.

Page 21035

Pending:

(1) Hayakawa Amendment No. 1907, providing for an agricultural guest worker program, on which a rollcall vote has been ordered.

Page 21050

(2) Hayakawa Amendment No. 1908, to require a properly executed warrant before an officer or employee of the Immigration and Naturalization Service may enter a farm or other agricultural operation, on which a rollcall vote has been ordered.

Page 21067

(3) Hayakawa Amendment No. 2019, to express the sense of the Congress that English be declared the official language of the United States, on which a rollcall vote has been ordered.

Page 21071

(4) Helms unprinted amendment No. 1238 (printed amendment No. 2024), to set forth the policy of the United States to discourage illegal immigration, and Federal and State welfare, educational, and other social policies should accordingly be directed to this end; consistent with national immigration policy as made by the Congress, the States should be free to provide or not to provide, in their discretion, free public services, including public education, to illegal aliens and their dependents; and that no State shall be required to provide free public services, including free public education, to illegal aliens and their dependents. The yeas and nays have been ordered on the amendment and on a motion to table the amendment.

Page 21073

(5) Hayakawa unprinted amendment No. 1240 (printed Amendment No. 2025), to provide educational assistance for children of illegal aliens, on which a rollcall vote has been ordered.

Page 21075

(6) Simpson (for Tower) unprinted amendment No. 1242 (printed Amendment No. 2026), to provide education assistance for alien children, on which a rollcall vote has been ordered.

Page 21077

(7) Simpson (for Tower) unprinted amendment No. 1243 (printed Amendment No. 2027), to modify provisions imposing sanctions against employers who hire, or recruit or refer, for employment certain unauthorized aliens, on which a rollcall vote has been ordered.

Page 21082

(8) Boschwitz-Huddleston unprinted amendment No. 1244 (printed Amendment No. 2028), to prevent the transfer of unused visas from one contiguous foreign state to the other contiguous foreign state, on which a rollcall vote has been ordered.

Page 21089

A unanimous-consent agreement was reached providing for rollcall votes on pending amendments, followed by a vote on passage of the bill on Tuesday, August 17, beginning at 10 a.m.

Page 21041

**Mount St. Helens National Volcanic Monument Act of 1982—Conference Report:** Senate agreed to the conference report on H.R. 6530, providing for the redevelopment of the Mount St. Helens National Volcanic Area in the State of Washington.

Page 21043

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the

House of Representatives during the adjournment of the Senate over until Monday August 16.

Page 21041

**Authority To Sign Measures:** The President of the Senate, the President pro tempore and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Monday, August 16.

Page 21041

**Authority To File:** The committee of conference was authorized to file a conference report on H.R. 4961, making miscellaneous changes in the tax laws, until 12 midnight, Sunday, August 15.

Page 21098

**Executive Reports:** Senate received the following Executive Reports:

Ex. N, 92-2, International Convention on Tonnage Measurements of Ships, 1969, which was signed for the United States at London, on June 23, 1969, with an understanding. (Ex. Rept. No. 97-57)

Treaty Doc. 97-25, Convention for the Conservation of Salmon in the North Atlantic Ocean, signed in March 1982 by the United States, Canada, the European Community, Iceland, and Norway. (Ex. Rept. No. 97-58).

Page 21103

**Treaty Received:** The injunction of secrecy was removed from a Tax Convention with New Zealand (Treaty Doc. No. 97-27), and transmitted to the Senate today. The Treaty was considered as having beed read for the first time, and referred with accompanying papers to the Committee on Foreign Relations and ordered to be printed.

Page 21098

**Presidential Message:** Senate received a message from the President transmitting a governing International Fishery Agreement Between the United States and Spain, signed at Washington, on July 29, 1982. Referred jointly to the Committees on Commerce, Science, and Transportation, and Foreign Relations. (PM-164).

Page 21103

**Nominations:** Senate received the following nominations:

James L. Buckley, of Connecticut, to be Counselor of the Department of State.

William A. Webb, of Pennsylvania, to be a Member of the Equal Employment Opportunity Commission.

Three Army nominations in the rank of General.

One Navy nomination in the rank of Admiral.

One Air Force nomination in the rank of General.

Page 21141

**Messages From the President:** Page 21103

**Messages From the House:** Page 21103

**Measures Referred:** Page 21103

**Measures Ordered Placed on Calendar:** Page 21103

**Statements on Introduced Bills:** Page 21104

**Amendments Submitted for Printing:** Page 21118

**Notices of Hearings:** Page 21118

**Additional Statements:** Page 21118

**Nominations:** Page 21141

**Record Votes:** Four record votes were taken today. (Total—322)

Pages 21023, 21031, 21035, 21041

**Adjournment:** Senate convened at 10 a.m., and adjourned at 7:35 p.m., until 12 noon, on Monday, August 16, 1982.

## *Committee Meetings*

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nominations of Bevis Longstreth, of New York, and James C. Treadway, Jr., of the District of Columbia, each to be a Member of the Securities and Exchange Commission, after the nominees testified and answered questions in their own behalf. Mr. Treadway was introduced by Senator Thurmond.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nominations of Ralph D. DeNunzio, of Connecticut, David F. Goldberg, of Illinois, and Roger A. Yurchuck, of Ohio, each to be a Director of the Securities Investor Protection Corporation.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following business items:

S. 2569, declaring certain lands in the Cumberland Island National Seashore, Georgia, as wilderness;

S. 2436, designating the Mary McLeod Bethune Council House in Washington, D.C., as a national historic site, with amendments; and

The nominations of Milton M. Masson, Jr., of Arizona, and John B. Carter, Jr., of Texas, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation, and Oliver G. Richard III, of Louisiana, to be a Member of the Federal Energy Regulatory Commission.

### U.S./U.S.S.R. ECONOMIC POLICY

*Committee on Foreign Relations:* Committee concluded hearings on U.S. economic policy toward the Soviet Union, focusing on the effectiveness of United States policy decision, after receiving testimony from Robert S. Ellsworth, Robert S. Ellsworth and Company, Alexander Trowbridge, National Association of Manufacturers, Herbert Stein, American Enterprise Institute, and Myer Rashish, all of Washington, D.C.; Richard N. Cooper, Center for International Affairs, Harvard University, Cambridge, Massachusetts; and Thadeus Dukes and Robert J. Seccobm, both of Ingersoll-Rand, Woodcliff Lake, New Jersey.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 6989–6991; 1 private bill, H.R. 6992; and 3 resolutions, H.J. Res. 576–578 were introduced.

**Page 21008**

**Bills Reported:** Reports were filed as follows:

H. Con. Res. 204, expressing the sense of Congress that to encourage educational programs in science and technology, a National Science Center for Communications and Electronics should be established (H. Rept. 97–745);

S. 1894, to permit Indian tribes to enter into certain agreements for the disposition of tribal mineral resources, amended (H. Rept. 97–746);

Conference report on H.R. 6863, making supplemental appropriations for the fiscal year ending September 30, 1982 (H. Rept. 97–747); and

Conference report on H.R. 6530, to establish the Mount St. Helens National Volcanic Area (H. Rept. 97–748).

**Page 21008**

**Journal:** By a yea-and-nay vote of 312 yeas to 28 nays with 1 voting "present", Roll No. 276, the House approved the Journal of Thursday, August 12.

**Page 20968**

**State-Justice Appropriations:** House agreed to a motion to refer to the Committee on Rules H. Res. 560, waiving certain points of order against H.R. 6957, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983. By a recorded vote of 183 ayes to 170 noes, Roll No. 279, agreed to order the previous question on the motion to refer, after rejecting a motion to table the motion to refer by a yea-and-nay vote of 173 yeas to 179 nays, Roll No. 278.

Earlier, a point of order was sustained against an amendment in the nature of a substitute that sought to make in order two amendments relating to the Federal Trade Commission, after the House failed to order the previous question on the resolution by a yea-and-nay vote of 144 yeas to 208 nays, Roll No. 277.

**Page 20969**

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 6863, making supplemental appropriations for the fiscal year ending September 30, 1982.

**Page 20978**

**Job Training Partnership Act:** House insisted on its amendments to S. 2036, to provide for a job training program; and agreed to a conference. Appointed as conferees: Representatives Perkins, Hawkins, Ford of Michigan, Clay, Biaggi, Simon, Weiss, Corrada, Washington, Erlenborn, Jeffords, Petri, Fenwick, and DeNardis.

Agreed to a motion to instruct House conferees to agree to language prohibiting assistance to persons in violation of the Military Selective Service Act.

**Page 20979**

**Late Report:** Conferees received permission to have until midnight Monday, August 16, to file a conference report on H.R. 6955, to provide for reconciliation pursuant to the first concurrent resolution on the budget for fiscal year 1983 (S. Con. Res. 92, Ninety-seventh Congress).

**Page 20980**

**Presidential Message—Fishery Agreement:** Received and read a message from the President wherein he transmits a governing international fishery agreement between the United States and Spain—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 97–227).

**Page 20982**

**Adjournment:** Met at 10 a.m. and adjourned at 1:39 p.m.

## *Committee Meetings*

### CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue August 16.

### FEDERAL POWER ACT AMENDMENTS

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on

H.R. 5755, to amend section 205 of the Federal Power Act to limit the recovery by public utilities of certain costs of construction work in progress through rate increases. Testimony was heard from Repesentatives Harkin and Gejdenson and public witnesses.

### METHANOL

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels held a hearing on Methanol as an alternative transportation fuel. Testimony was heard from Richard D. Wilson, Director, Mobile Source Air Pollution Control, EPA; Kenneth D. Smith, Manager. Synthetic Fuels Office, Energy Commission, State of California and public witnesses.

### FEDERAL DISASTER RELIEF ACT AMENDMENTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on amendments to the Federal Disaster Relief Act. Testimony was heard from Representative Panetta; Lee M. Thomas, Associate Director, Federal Emergency Management Agency and Baltas E. Birkle, Deputy Director, Community and Economic Development Division, GAO.

## *Joint Meetings*

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees* continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense.

### TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4961, making miscellaneous changes in the tax laws.

### RECONCILIATION—TITLE I

*Conferees* of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture continued to resolve the differences between the Senate- and House-passed versions of Title I of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, but did not complete action thereon, and will meet again on Monday, August 16.

### RECONCILIATION—TITLE IV

*Conferees* of the Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce met to resolve the differences between the Senate- and House-passed versions of Sections 402 and 403 of Title IV of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, but did not complete action thereon, and recessed subject to call.

### RECONCILIATION—TITLE VI

*Conferees* of the Senate Committee on Governmental Affairs and House Committee on Post Office and Civil Service continued to resolve the differences between the Senate- and House-passed versions of Title VI of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, but did not complete action thereon, and will meet again on Monday, August 16.

### RECONCILIATION—TITLE VII

*Conferees* of the Senate Committee on Veterans' Affairs and House Committee on Veterans' Affairs met to resolve the differences between the Senate- and House-passed versions of Title VII of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982, but did not complete action thereon, and recessed subject to call.

## *Monday, August 16, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 21159–21211*

**Bills Introduced:** Seven bills were introduced, as follows: S. 2838–2844.

Page 21200

**Bills Reported:** Reports were made as follows:

S. Res. 439, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2305, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior.

S. Res. 440, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4347, providing for the development of the WEB Rural Water Development Project in South Dakota, and for studies within the Pick-Sloan Missouri River Basin.

S. Res. 443, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2812, authorizing funds for fiscal year 1983 for national security programs of the Department of Energy.

Page 21200

**Temporary Debt Limit Increase:** Senate began consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute, and with amendments proposed thereto, as follows:

Page 21163

Pending:

(1) Baker unprinted amendment No. 1246, (printed amendment No. 2029), to prohibit the use of funds for the physical fitness facility in the Hart Senate Office Building and for the physical fitness facility in the Dirksen Senate Office Building, on which a rollcall vote has been ordered.

Page 21183

(2) Dole-Harry F. Byrd, Jr. unprinted amendment No. 1247, (printed Amendment No. 2030), to decrease the holding period required for long-term capital gain or loss treatment, on which a rollcall vote has been ordered. Page 21184

(3) Helms unprinted amendment No. 1248, (printed amendment No. 2031), to add Title II.

Page 21185

Senate will resume consideration of the joint resolution and amendments proposed thereto on Tuesday, August 16, beginning at 2 p.m.

**Confirmations:** Senate confirmed the following nominations:

Robert H. Phinny, of California, to be Ambassador to the Kingdom of Swaziland.

Richard H. Ellis, of Virginia, for the rank of Ambassador during the tenure of his service as the United States Commissioner on the U.S.-USSR Standing Consultative Commission.

Mary Ann Cohen, of California, and Lapsley W. Hamblen, Jr., of Virginia, each to be a Judge of the U.S. Tax Court.

Ralph D. DeNunzio, of Connecticut, David F. Goldberg, of Illinois, and Roger A. Yurchuck, of Ohio, each to be a Director of the Securities Investor Protection Corporation.

Milton M. Masson, Jr., of Arizona, and John B. Carter, Jr., of Texas, each to be a Member of the Board of Directors of the U.S. Synthetic Fuels Corporation.

Page 21211

**Messages From the House:** Page 21200

**Measures Referred:** Page 21200

**Statements on Introduced Bills:** Page 21200

**Amendments Submitted for Printing:** Page 21205

**Committee Authority to Meet:** Page 21205

**Additional Statements:** Page 21205

**Confirmations:** Page 21210

**Adjournment:** Senate convened at 12 noon, and adjourned at 4:47 p.m., until 9 a.m., on Tuesday, August 17, 1982. (For Senate schedule, see remarks of Senator Baker in today's Record on page 21159.)

## *Committee Meetings*

### APPROPRIATIONS—HUD

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies approved for full committee consideration with amendments, the substance of H.R. 6956, appropriating funds for fiscal year 1983 for the Department of Housing and Urban Development and certain independent agencies (pending on House Calendar).

### TIMBER SALES

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water held hearings on S. 2818 and S. 2805, bills providing for an adjustment in the termination, extension, or modification of certain contracts for the sale of timber from National Forest System lands and public lands, receiving testimony from Oregon Governor Victor Atiyeh, Salem; E. P. Johnson, C&D

Lumber Company, Riddel, Oregon; John Davis, Willamette Industries, Albany, Oregon; Lynn Newbry, Medford Corporation, Paul Ehinger, Western Resource Alliance, Aaron Jones, Seneca Saw Mills, Don Fisher, Bohemia Company, Arnold Ewing, Northwest Timber Association, and Rick Koven, Northwest Forest Workers Association, all of Eugene, Oregon; Fred Sohn, Sun Studs, Roseburg, Oregon; William H. Stimpson, National Forest Products Association, Rex Resler, American Forestry Products Association, Peter Kirby, The Wilderness Society, and Tim Mahoney, The Sierra Club, all of Washington, D.C.; A. A. Emmerson, Sierra Pacific, Arcata, California; Gary Jones, Summit Timber Company, Darrington, Washington; Gerhard Bendix, Hi-Ridge Lumber Company, Yreka, California; Art Adams, Nordic Veneer, Sutherlin, Oregon; Skip Stock, Clear Lumber, Sweethome, Oregon; Michael Burrill, E. F. Burrill, Medford, Oregon; Harry N. Williams, Williams Forest Products Corporation, Cleveland, Texas; G. Robin Swift, Jr., Swift Lumber Company, Atmore, Alabama; W. H. Harrison, Millway Lumber Company, Bradley, South Carolina; Robert L. Davis, Southeastern Lumber Manufacturers Association, Forest Park, Georgia; Bill Coates, Board of Supervisors, Plumas County, Quincy, California; and Diane Davidson, Big Bear Store, White City, Oregon.

Hearings continue on tomorrow.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Robert J. Hughes, of Massachusetts, to be an Assistant Secretary of State for Public Affairs, William Schneider, Jr., of New York, to be Under Secretary of State for Security Assistance, Science and Technology, and James M. Rentschler, of Pennsylvania, to be Ambassador to the Republic of Malta, after the nominees testified and answered questions in their own behalf.

### U.S.-CHINA-TAIWAN RELATIONS

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on current U.S.-China-Taiwan relations from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs.

### PROFESSIONAL SPORTS ANTITRUST IMMUNITY

*Committee on the Judiciary:* Committee held hearings on S. 2784 and S. 2821, bills clarifying the intent of antitrust laws relating to the relocation of member clubs of professional sports leagues, receiving testimony from Representatives Stark, Don Edwards, and Hyde; Mayor Richard Berkley, Kansas City, Missouri; Mayor Richard Caliguiri, Pittsburgh, Pennsylvania; Mayor Diane Feinstein, San Francisco, California; Mayor Samuel Halloin, Green Bay, Wisconsin; Pete Rozelle, on behalf of the National Football League, New York City; Gene Upshaw and Edward R. Garvey, both representing the National Football League Players Association, Washington, D.C.; and William Robertson, on behalf of the Los Angeles Memorial Coliseum, Los Angeles, California.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 2 public bills, H.R. 6993 and 6994; (and 2 resolutions, H.J. Res. 579, and H. Res. 564 were introduced.

Page 21319

**Reports Filed:** Reports were filed as follows:

Conference report on S. 2248, Department of Defense Authorization Act for fiscal year 1983 (H. Rept. 97-749); and

Conference report on H.R. 6955, Budget Reconciliation for fiscal year 1983 (H. Rept. 97-750).

Pages 21233, 21289

**Consent Calendar:** Passed the following bills on the call of the Consent Calendar:

*Sent to the Senate without amendment:*

*New Hampshire/Vermont solid waste compact:* H.R. 5288, granting the consent of Congress to the compact between the States of New Hampshire and Vermont concerning solid waste.

*Sent to the Senate, amended:*

*Supreme Court Police:* H.R. 6204, to amend title 28 of the United States Code and related statutes with respect to the appointment and jurisdiction of the Supreme Court Police. Agreed to amend the title of the bill;

*Eastern Washington University land:* H.R. 6419, to direct the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University;

*Indiana Dunes National Lakeshore lands:* H.R. 6029, to authorize the Secretary of the Interior to acquire by exchange certain lands within the Indiana Dunes National Lakeshore in the State of Indiana;

*Florida lands:* H.R. 5627, to direct the Secretary of the Interior to release certain restrictions contained in a previous conveyancy of land to the State of Florida and to allow the State of Florida to purchase the mineral interests of the United States in such land. Agreed to amend the title of the bill, and

*Presidential candidate threat protection:* H.R. 6168, to amend chapter 41 of title 18, United States Code, to prohibit threats against Presidential candidates and other persons protected by the Secret Service who are not presently covered by the Presidential threat statute, with the creation of a new section 879 for this purpose. Agreed to amend the title of the bill.

**Page 21212**

**Late Report:** Conferees received permission to file a conference report by midnight tonight on S. 2248, Department of Defense Authorization Act for fiscal year 1983.

**Page 21218**

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Platte River, Nebr., water study:* H.R. 6188, amended, to authorize the Secretary of the Interior to participate with the State of Nebraska in studies of Platte River water use and development;

**Page 21222**

*Central Platte Valley, Nebr., water study:* H.R. 5536, amended, to authorize the Secertary of the Interior to engage in feasibility studies of water resource development and for other purposes in the Central Platte Valley, Nebraska. Agreed to amend the title of the bill; and

**Page 21224**

*Joint Chiefs of Staff:* H.R. 6954, to amend title 10, United States Code, to provide for more efficient and effective operation of the Joint Chiefs of Staff and to establish a Senior Strategy Advisory Board in the Department of Defense.

**Page 21226**

**Late Reports:** Conferees received permission to have until midnight Tuesday, August 17, to file a conference report on H.R. 4961, the Miscellaneous Revenue Act of 1981; and

Conferees received permission to have until midnight Tuesday, August 17, to file a conference report on H.R. 6955, Budget Reconciliation for fiscal year 1983.

**Pages 21224, 21233**

**Committee to Sit:** Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, August 17, Wednesday, August 18, and Thursday, August 19.

**Page 21233**

**Referrals:** Three Senate-passed measures were referred to appropriate House committees.

**Page 21315**

**Adjournment:** Met at noon and adjourned at 1:17 p.m.

# *Committee Meetings*

## INDIAN POINT NUCLEAR POWER STATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on the recent Nuclear Regulatory Commission Memorandum and Order (Indian Point Nuclear Power Station). Testimony was heard from Representatives Peyser, Gilman and Fish and public witnesses.

## CUMBERLAND ISLAND NATIONAL SEASHORE

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 6882, to revise the boundaries of the Cumberland Island National Seashore and to provide compensation for certain facilities on the seashore. Testimony was heard from Mary Lou Grier, Deputy Director, National Parks Service, Department of the Interior and public witnesses.

## FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

*Committee on Post Office and Civil Service:* Subcommittee on Compensation and Employee Benefits held a hearing on Federal Employees Health Benefits Program. Testimony was heard from public witnesses.

# *Joint Meetings*

## TAX EQUITY AND FISCAL RESPONSIBILITY ACT

*Conferees* on Sunday, August 15, agreed to file a conference report on H.R. 4961, making miscellaneous changes in the tax laws.

A summary of conferees' decisions will be available in room 2227 Dirksen Office Building or 1102 Longworth Office Building.

## AUTHORIZATIONS—MILITARY PROCUREMENT

*Conferees* agreed to file a conference report on S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982 for military procurement programs of the Department of Defense.

A press release summarizing the decisions of the conferees will be available in room 212 Russell Office Building.

## RECONCILIATION—TITLE I

*Conferees* of the Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture agreed on their differences on Title I of H.R. 6955, providing for reconciliation pursuant to

Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

### RECONCILIATION—TITLE III

*Conferees* of the Senate Committee on Banking, Housing, and Urban Affairs and House Committee on Banking, Finance and Urban Affairs agreed on their differences on Title III of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

### RECONCILIATION—TITLES VI AND VII

*Conferees* of the Senate Committee on Governmental Affairs and House Committee on Post Office and Civil Service agreed on their differences on Title VI, and Senate Committee on Governmental Affairs and House Committee on Government Operations agreed on their differences on Title VII of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

### RECONCILIATION—TITLE VII

*Conferees* of the Senate Committee on Veterans' Affairs and House Committee on Veterans' Affairs agreed on their differences on Title VII of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

# *Tuesday, August 17, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 21655–21772*

**Bills Introduced:** Five bills and four resolutions were introduced, as follows: S. 2845–2849, S.J. Res. 231, S. Con. Res. 116, and S. Res. 449–450.

Page 21722

**Bills Reported:** Reports were made as follows:

S. 2675, authorizing the Secretary of State to reimburse State and local governments for providing protection with respect to foreign consular posts located in the United States outside the area of Washington, D.C., with amendments. (S. Rept. No. 97–526)

S. 2297, revising certain provisions of the Bankruptcy Reform Act of 1978, to protect the interests of shopping centers and their tenants in the event of a bankruptcy, with an amendment in the nature of a substitute. (S. Rept. No. 97–527)

S. 1844, to facilitate the development of interstate coal pipeline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest, with an amendment in the nature of a substitute (with additional and minority views). (S. Rept. No. 97–528)

S. Res. 450, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1844, listed above. Referred to the Committee on the Budget.

Page 21721

**Measure Passed:**

*Immigration Reform and Control Act of 1982:* By 80 yeas to 19 nays, Senate passed S. 2222, revising and reforming U.S. immigration laws, after agreeing to a committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto as follows:

Page 21661

Adopted:

By 78 yeas to 21 nays, Hayakawa Amendment No. 2019, expressing the sense of the Congress that English be declared the official language of the United States.

Page 21662

Rejected:

(1) By 16 yeas to 83 nays, Hayakawa Amendment No. 1907, to provide for an agricultural guest worker program.

Page 21661

(2) By 46 yeas to 53 nays, Hayakawa Amendment No. 1908, to require a properly executed warrant

before an officer or employee of the Immigration and Naturalization Service may enter a farm or other agricultural operation.

Page 21662

(3) Helms Amendment No. 2024, to set forth the policy of the United States to discourage illegal immigration, and Federal and State welfare, educational and other social policies should accordingly be directed to this end; consistent with national immigration policy as made by the Congress, the States should be free to provide or not to provide, in their discretion, free public services, including public education, to illegal aliens and their dependents, and that no State shall be required to provide free public services, including free public education, to illegal aliens and their dependents. (By 64 yeas to 35 nays, the Senate agreed to a motion to table the amendment.)

Page 21662

(4) By 14 yeas to 85 nays, Simpson (for Tower) Amendment No. 2027, to modify provisions imposing sanctions against employers who hire, or recruit or refer, for employment certain unauthorized aliens.

Page 21662

(5) By 38 yeas to 61 nays, Boschwitz-Huddleston Amendment No. 2028, to prevent the transfer of unused visas from one contiguous foreign state to the other contiguous foreign state.

Page 21663

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows: Pages 21689, 21760

Adopted:

(1) By a unanimous vote of 98 yeas, Baker Amendment No. 2029, prohibiting the use of funds for the physical fitness facility in the Hart Senate Office Building, and for the physical fitness facility in the Dirksen Senate Office Building.

Page 21690

(2) Dole Amendment No. 2030, decreasing the holding period required for long-term capital gain or loss treatment.

Page 21761

(3) By 77 yeas to 17 nays, Dole unprinted amendment No. 1249 (to Amendment No. 2030), in the nature of a substitute.

Page 21766

Pending:

Helms Amendment No. 2031, to add Title II.

Page 21767

Senate will continue consideration of the joint resolution and amendments proposed thereto on Wednesday, August 18.

**Department of Defense Authorizations, 1982—Conference Report:** By 77 yeas to 21 nays, Senate agreed to the conference report on S. 2248, authorizing funds for fiscal year 1983 and supplemental funds for fiscal year ending September 30, 1982, for military procurement programs of the Department of Defense.

Page 21690

**Nominations:** Senate received the following nominations:

Richard R. Burt, of the District of Columbia, to be an Assistant Secretary of State.

Robert V. Bush, of New Mexico, Joseph Dusenbury, of South Carolina, Hunt Hamill, of Illinois, Henry Viscardi, Jr., of New York, H. Latham Breunig, of Virginia, Michael Marge, of New York, Sandra S. Parrino, of New York, Alvis K. Waldrep, Jr., of Texas, Marian N. Koonce, of California, Justin W. Dart, Jr., of Texas, John S. Erthein, of California, and Roxanne S. Vierra, of Colorado, each to be a Member of the National Council on the Handicapped.

1 Army nomination in the rank of General.

Routine list of Navy nominations.

Page 21771

**Messages From the President:** Page 21718

**Messages From the House:** Page 21718

**Measures Referred:** Page 21718

**Measures Ordered Placed on Calendar:** Page 21719

**Communications:** Page 21719

**Statements on Introduced Bills:** Page 21722

**Amendments Submitted for Printing:** Page 21746

**Notices of Hearings:** Page 21746

**Additional Statements:** Page 21746

**Nominations:** Page 21771

**Record Votes:** Ten record votes were taken today. (Total—332)

Pages 21661, 21662, 21671, 21690, 21714, 21767

**Recess:** Senate convened at 9 a.m., and recessed at 7:50 p.m., until 10 a.m., on Wednesday, August 18, 1982.

## *Committee Meetings*

### NOMINATIONS

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported the nominations of Wilmer D. Mizell, Sr., of North Carolina, to be Assistant Secretary for Governmental and Public Affairs, Department of Agriculture, Tom H. Carothers, of Texas, and Leonard K. Fouts, of Indiana, each to be a Member of the Federal Farm Credit Board of the Farm Credit Administration.

Prior to this action the Committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Mizell was introduced by Senator Helms and Representatives Wampler and Johnston, and Mr. Fouts was introduced by Senator Lugar and Representative Myers.

## TIMBER SALES

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on S. 2818 and S. 2805, bills providing for an adjustment in the termination, extension, or modification of certain contracts for the sale of timber from National Forest System lands and public lands, receiving testimony from Senators Symms and Baucus, John B. Crowell, Assistant Secretary of Agriculture for Natural Resources and Environment; Garrey G. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; E. P. Johnson, C&D Lumber Company, Riddel, Oregon; Fred Sohn, Sohn, Studs, Roseburg, Oregon; Lynn Newbry, Medford Corporation, Medford, Oregon; John Davis, Willamette Industries, Albany, Oregon; George Cheek, Potlach Corporation, and William Dennison, Western Timber Association, both of San Francisco, California; Ted Turner, Salmon River Lumber Company, Riggins, Idaho; Jim Hurst, Owens-Hurst Lumber, Eureka, Montana; Scott Robbins, Black Mountain Space, Craig, Oregon; Wayne Knauph, P&M Lumber Corporation, Stockton, California; Tim Mueller, Bennett Lumber Company, Princeton, Idaho; Bill Coates, Plumas County Board of Supervisors, Quincy, California; Harold Rutherford, Lane County Commissioner, Eugene, Oregon; Dale White, Harney County Commissioner, Burns, Oregon; Gus Kuehne, Northwest Independent Forest Manufacturers, and Jim Manke, Manke Lumber Company, both of Tacoma, Washington; Norm Bjorklund, Industrial Forestry Association, and John Davenport, Public Timber Issues, both of Portland, Oregon; Peter Kirby, the Wilderness Society, Washington, D.C.; Clark Cosse III, Southern Forest Products Association, and Bill Harrison, Southeast Lumber Manufacturers Association, both of Forest Park Georgia; and G. Robin Swift, Jr., Swift Lumber Company, Atmore, Alabama.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. Res. 367, expressing the sense of the Senate with respect to recognition of the Red Shield of David of the Magen David Adom by the International Committee on the Red Cross, with an amendment in the nature of a substitute, and

The nominations of Charles W. Greenleaf, Jr., of Virginia, to be an Assistant Administrator, Agency for International Development, Robert J. Hughes, of Massachusetts, to be an Assistant Secretary of State for Public Affairs, William Schneider, Jr., of New York, to be Under Secretary of State for Security Assistance, Science and Technology, James M. Rentschler, of Pennsylvania, to be Ambassador to the Republic of Malta, and Theodore G. Kronmiller, of Virginia, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs, for the rank of Ambassador.

Prior to this action, the committee concluded hearings on the nomination of Mr. Kronmiller, after the nominee, who was introduced by Senator Warner and Representative Breaux, testified and answered questions in his own behalf. Testimony was also received from Alan Guimond, on behalf of the New England Regional Fisheries Management Council, Saugus, Massachusetts.

## CHINA—TAIWAN

*Committee on Foreign Relations:* Committee held hearings to review U.S. policy toward China and Taiwan, receiving testimony from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs.

Hearings were recessed subject to call.

## MID-EAST

*Committee on Foreign Relations:* Committee met in closed session to consult with Secretary of State George P. Shultz on future developments in the Middle East, but made no announcements.

## NOMINATION

*Committee on Governmental Affairs:* Committee concluded hearings on the nomination of Dennis M. Devaney, of Maryland, to be a Member of the Merit Systems Protection Board, after the nominee, who was introduced by Senators Mathias and Sarbanes, testified and answered questions in his own behalf.

## DOE REORGANIZATION

*Committee on Governmental Affairs:* Committee resumed hearings on S. 2562, transferring certain activities of the Department of Energy to the Department of Commerce, receiving testimony from Senator Packwood; James T. Lynn, former Under Secretary of Commerce, and James Wilderotter, former General Counsel, Federal Energy Administration, both of Jones, Day, Reavis and Pogue, and Alexander B. Trowbridge, National Association of Manufacturers, all of Washington, D.C.; and Frank G. Zarb, Lazard Freres and Company, New York City, former Administrator, Federal Energy Administration.

Hearings were recessed subject to call.

### CRIMINAL CODE REVISION/ ADMINISTRATIVE CONFERENCE AUTHORIZATIONS/NOMINATIONS

*Committee on the Judiciary:* Committee approved for reporting the following items:

S. 2420, providing protection to victims and witnesses of crimes, with an amendment in the nature of a substitute;

H.R. 4476, authorizing funds through fiscal year 1986 for the Administrative Conference of the United States; and

The nominations of William M. Acker, Jr., to be U.S. District Judge for the Northern District of Alabama, Bruce M. Selya, to be U.S. District Judge for the District of Rhode Island, Charles L. Donahue, to be U.S. Marshal for the District of Colorado, and Clinton T. Peoples, to be U.S. Marshal for the Northern District of Texas.

### NOMINATION

*Committee on Labor and Human Resources:* Committee approved for reporting the nomination of Edward A. Knapp, of New Mexico, to be an Assistant Director of the National Science Foundation.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and will meet again tomorrow.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 6995–7000; and 8 resolutions, H.J. Res. 580–582, H. Con. Res. 395, and H. Res. 565–568 were introduced.

Page 21652

**Bills Reported:** Reports were filed as follows:

H.R. 5008, to amend the Communications Act of 1934 to make certain technical revision regarding the administration of such Act, amended (H. Rept. 97–751);

S. 2582, to amend the act to establish a Permanent Committee for the Oliver Wendell Holmes Devise (H. Rept. 97–752);

S.J. Res. 194, to provide for the appointment of Nancy Hanks as a citizen regent of the Board of Regents of the Smithsonian Institution (H. Rept. 97–753);

H. Res. 565, providing for the consideration of H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security (H. Rept. 97–754);

H. Res. 566, providing for the consideration of H.R. 5447, to extend the Commodity Exchange Act (H. Rept. 97–755);

H. Res. 567, providing for the consideration of H.R. 6329, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983 (H. Rept. 97–756);

H.R. 6877, to amend title XIX and part B of title XVIII of the Social Security Act to provide for budget reconciliation for fiscal years 1983, 1984, and 1985, amended (H. Rept. 97–757);

H. Res. 514, Commemorating July 1, 1982, Which Is the Twenty-fifth Anniversary of the Beginning of the International Geophysical Year and Reaffirming the Commitment of the House of Representatives to International Cooperation In the Sciences (H. Rept. 97–758);

Conference report on H.R. 6955, to provide for reconciliation pursuant to the first concurrent resolution on the budget for fiscal year 1983 (S. Con. Res. 92, Ninty-seventh Congress) (H. Rept. 97–759); and

Conference report on H.R. 4961, to make miscellaneous changes in the tax laws (H. Rept. 97–760).

Page 21651

**Private Calendar:** On the call of the Private Calendar the House took the following actions:

Cleared for the President: S. 167.

Sent to the Senate without amendment: H.R. 6811.

Sent to the Senate with amendment: H.R. 2520, H.R. 684, H.R. 1481, and H.R. 2193.

Passed over without prejudice: H.R. 1547, H.R. 1352, H.R. 1830, H.R. 2276, H.R. 2277, S. 191, and S. 215.

Page 12325

**Suspensions:** House voted to suspend the rules and pass the following:

*Puerto Rican passenger service:* H.R. 1489, amended, to permit the transportation of passengers between Puerto Rico and other United States ports on foreign-flag vessels when United States-flag service for such transportation is not available (passed by a yea-and-nay vote of 387 yeas, Roll No. 281);

Page 21327

*Surplus Navy vessels:* H.R. 4828, amended, to set aside certain surplus vessels for use in the provision of health and other humanitarian services to developing countries;

Page 21330

*International safe containers:* H.R. 6732, amended, to amend the International Safe Container Act; and

Page 21331

*Tribal mineral resources:* S. 1894, amended, to permit Indian tribes to enter into certain agreements for the disposition of tribal mineral resources.

Page 21332

**Organic Farming:** House failed to suspend the rules and pass H.R. 5618, amended, to require the Secretary of Agriculture to establish a network of volunteers to assist in making available information and advice on organic agriculture for family farms and other agricultural enterprises, to establish pilot projects to carry out research and education activities involving organic farming, and to perform certain other functions relating to organic farming, with special emphasis on family farms (failed by a yea-and-nay vote of 189 yeas to 198 nays with 1 voting "present", Roll No. 282).

Page 21334

**Private Bill:** The Clerk was authorized to make the correction of the name in the engrossment of H.R. 684, a private bill.

Page 21340

**Committee to Sit:** Objection was heard to the request that the Committee on Energy and Commerce be permitted to sit today and the balance of the week during the proceedings of the House under the 5-minute rule.

Page 21340

**EPA Research Authorization:** By a yea-and-nay vote of 314 yeas to 92 nays, Roll No. 285, the House passed H.R. 6323, to authorize appropriations for environmental research, development, and demonstration for fiscal years 1983 and 1984.

Rejected a motion to recommit the bill to the Committee on Science and Technology.

Agreed To:

A committee amendment;

An amendment in the nature of a substitute, as amended (agreed to earlier by a recorded vote of 244 ayes to 153 noes, Roll No. 283), that establishes the fiscal year 1983 authorization at $277.9 million (agreed to by a recorded vote of 394 ayes to 7 noes, Roll No. 284); and

An amendment to the amendment in the nature of a substitute that permits the EPA to use the Senior Environmental Corps in all fifty states.

Subsequently, this passage was vacated and S. 2577, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Page 21340

**NOAA Authorization:** By a yea-and-nay vote of 340 yeas to 65 nays, Roll No. 286, the House passed H.R. 6324, to authorize appropriations for atmospheric, climatic, and ocean pollution.

Agreed to the committee amendment in the nature of a substitute (text of H.R. 6798), as amended by:

An amendment that establishes objective criteria and procedures for closing, consolidating, or opening weather stations, to require the National Weather Service to consult with affected local communities, and to provide a mechanism to appeal weather service decisions; and

Three technical amendments of a conforming nature.

Page 21362

**Budget Reconciliation:** By a yea-and-nay vote of 266 yeas to 145 nays, Roll No. 287, the House agreed to recommit to the committee of conference the conference report on H.R. 6955, to provide for reconciliation pursuant to the first concurrent resolution on the budget for fiscal year 1983 (S. Con. Res. 92, Ninety-seventh Congress).

Subsequently, the conferees received permission to have until midnight tonight to file a further conference report on H.R. 6955.

It was made in order to consider the conference report on Wednesday, August 18, or any day thereafter.

Page 21383

**Buffalo Bill Dam:** House passed S. 1409, to authorize the Secretary of the Interior to construct, operate, and maintain modifications of the existing Buffalo Bill Dam and Reservoir, Shoshone project, Pick-Sloan Missouri Basin program, Wyoming.

Agreed to the committee amendment.

Subsequently, the House insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Udall, Kazen, Phillip Burton, Seiberling, Miller of California, Coelho, Lujan, Clausen, and Pashayan.

Page 21399

**Mount St. Helens Volcanic Area:** By a yea-and-nay vote of 393 yeas to 8 nays, Roll No. 288, the House agreed to the conference report on H.R. 6530, to establish the Mount St. Helens National Volcanic Area—clearing the measure for the President.

Page 21407

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 21650

**Adjournment:** Met at 10 a.m. and adjourned at 6:09 p.m.

## *Committee Meetings*

### TIMBER CONTRACT RELIEF LEGISLATION

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy held a hearing on H.R. 6913, to provide for the orderly termination, extension, or modification of certain contracts for the sale of Federal timber. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### MEAT, POULTRY AND EGG PRODUCTS INSPECTION AMENDMENTS

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry held a hearing on H.R. 6062, Meat, Poultry and Egg Products Inspection Amendments of 1981. Testimony was heard from departmental and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on fiscal year 1983 Department of Defense Budget wrap-up. Testimony was heard from the following officials of the Department of Defense: Caspar W. Weinberger, Secretary and Richard D. DeLauer, Under Secretary for Research and Engineering.

The Subcommittee met in executive session to hold a hearing on MX "Dense Pack" Deployment Mode. Testimony was heard from the above witnesses.

The Subcommittee also held a hearing on language and general provisions. Testimony was heard from Tom Morgan, General Counsel, Department of Defense.

### MANAGEMENT OF COMMINGLED URANIUM MILL TAILINGS

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems held a hearing concerning management of commingled uranium mill tailings, with emphasis on Radon Sources, Doses and Health Effects. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### MONETARY POLICY REPORT

*Committee on Banking, Finance and Urban Affairs:* Approved Monetary Policy Report.

### COSTS OF UNEMPLOYMENT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy continued hearings on costs of unemployment. Testimony was heard from Doug DeGood, Mayor, Toledo, Ohio; Norman Rice, Councilman, Seattle, Washington and Patrick Colley, Director, Mayor's Agency for Employment and Development, Nashville, Tenn.

### LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Labor Standards held a hearing on S. 1182, Longshoremen's and Harbor Workers' Compensation Act Amendments of 1982 and H.R. 25, Longshoremen's and Harbor Workers' Compensation Act Amendments of 1981. Testimony was heard from public witnesses.

### CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Will continue tomorrow.

### DOES DEVELOPMENT ASSISTANCE BENEFIT THE POOR?

*Committee on Foreign Affairs:* Held a hearing on Objectives of U.S. Foreign Assistance: Does development assistance benefit the poor? Testimony was heard from Frederick W. Schieck, Deputy Assistant Administrator, Bureau for Program and Policy Coordination, AID and public witnesses.

### EGYPTIAN AGRICULTURAL SECTOR

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on Egyptian Agricultural Sector and U.S. Assistance. Testimony was heard from a public witness.

### EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs concluded hearings on Second Presidential Certification on El Salvador: The Human Rights Situation (Part IV). Testimony was heard from public witnesses.

### MISCELLANEOUS LAND CONVEYANCES; WOLF TRAP FARM PARK ACT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on the following bills: H.R. 4654, to convey certain lands and to remove certain restrictions from certain previous conveyances of lands in Custer County, Mont.; S. 187, to authorize the Secretary of the Interior to convey certain lands near Miles City, Montana, and to remove certain reservations from prior conveyances; S. 188, to authorize the Secretary of Agriculture to convey certain lands in the Gallatin National Forest, and H.R. 6875, Wolf Trap Farm Park Act of 1982. Testimony was heard from the following officials of the Department of the Interior: Arnold Petty, Deputy Director, Bureau of Land Management and Jack Fish, Director, National Capitol Region, National Park Service; Gary Cargill, Associate Deputy Chief for National Forest Systems, U.S. Forest Service, USDA; from the following officials of the Department of Transportation, James A. Wilding, Director, Metropolitan Washington Airports, FAA and Francis Conlon, Chief, Design Division, FAA and public witnesses.

### FEDERAL INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 6783, to modify the insanity defense in the Federal courts, and related bills. Testimony was heard from Representatives Sensenbrenner, Coughlin and Lagomarsino and Ben M. Skall, State Senator, Ohio.

### BANKRUPTCY COURT ACT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law approved for full Committee action as amended H.R. 6978, Bankruptcy Court Act of 1982.

### WATER RESOURCES DEVELOPMENT; WATERSHED PROJECTS

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on pending Watershed Projects of the Soil Conservation Service and on the Federal Flood Insurance Program and the Disaster Relief Program as it relates to flood damages. Testimony was heard from Representatives Hagedorn, Erdahl, O'Brien, Russo and Staton; Lee M. Thomas, Associate Director, Federal Emergency Management Agency; Peter C. Myers, Chief, Soil Conservation Service, USDA and public witnesses.

### FUTURES TRADING ACT

*Committee on Rules:* Granted an open rule providing one and one-half hours of debate on H.R. 5447, Futures Trading Act of 1982. Testimony was heard from Chairman de la Garza and Representatives Jones of Tennessee; Glickman, Jeffords and Collins of Texas.

### SECURITIES AND EXCHANGE COMMISSION JURISDICTION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security. Testimony was heard from Chairman de la Garza and Representative Collins of Texas.

### DOE NATIONAL SECURITY PROGRAMS AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6329, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1983. Testimony was heard from Representatives Stratton and Holt.

## *Joint Meeting*

### RECONCILIATION—TITLE IV

*Conferees* of the Senate Committee on Commerce, Science, and Transportation and House Committee on Energy and Commerce, on Monday, August 16, agreed on the differences between the Senate- and House-passed versions of Sections 402 and 403 of Title IV of H.R. 6955, providing for reconciliation pursuant to Section 2 of the First Concurrent Resolution on the Budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

## *Wednesday, August 18, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 21817–21931*

**Bills Introduced:** Four bills and two resolutions were introduced, as follows: S. 2851–2854, S.J. Res. 232, and S. Res. 451.

Page 21905

**Bills Reported:** Reports were made as follows:

H.R. 3517, authorizing the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands, with an amendment. (S. Rept. No. 97–529)

Report of the Committee of Conference on the disagreeing votes of the two Houses on the amendment of the Senate to H.R. 4961, making miscellaneous changes in the tax laws. (S. Rept. No. 97–530)

S. 2569, declaring certain lands in the Cumberland Island National Seashore, Georgia, as wilderness (with additional views). (S. Rept. No. 97–531)

Page 21905

**Measures Passed:**

*Emigration of Yuri Balovlenkov:* Senate agreed to H. Con. Res. 385, expressing the sense of the Congress that the Soviet Union should allow Yuri Balovlenkov to emigrate.

Page 21824

*Telephones for the Hearing Impaired:* Senate passed with an amendment in the nature of a substitute S. 2355, providing adequate telephone service to persons with impaired hearing.

Page 21825

*Federal Communications Act Amendments:* Senate passed H.R. 3239, amending the Communications Act of 1934, after agreeing to Baker (for Packwood) unprinted amendment No. 1250, in the nature of a substitute.

Page 21826

*Correction in Enrollment:* Senate agreed to H. Con. Res. 396, making corrections in the enrollment of H.R. 6955, providing for reconciliation pursuant to Section 2 of the first concurrent resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

Page 21835

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and additional amendments proposed thereto, as follows:

Pages 21835, 21893

Pending:

(1) Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools.

Page 21835

(2) Helms unprinted amendment No. 1251 (printed Amendment No. 2038) (to Helms modified Amendment No. 2031), perfecting, to protect unborn human beings.

Page 21835

(3) Weicker unprinted amendment No. 1252 (printed Amendment No. 2039), to provide that nothing in the Act shall be interpreted to limit in any manner the Department of Justice in enforcing the Constitution of the United States, nor shall anything in the Act be interpreted to modify or diminish the authority of the courts of the United States to enforce fully the Constitution of the United States. (By 38 yeas to 59 nays, Senate failed to table the amendment.)

Page 21840

(4) Baucus unprinted amendment No. 1253 (printed Amendment No. 2040) (to Weicker unprinted amendment No. 1252), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution; that it is emphatically the province and duty of the judicial department to say what the law is; and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

Page 21840

During consideration of this measure today, Senate took the following action:

By 88 yeas to 7 nays, Senate agreed to a motion to compel the attendance of absent Senators.

Page 21836

Senate will continue consideration of the joint resolution and amendments proposed thereto on Thursday, August 19.

**Pretrial Services Act of 1982:** Senate disagreed to the amendments of the House to S. 923, establishing pretrial services in each Federal district to assist judicial officers in making pretrial release decisions and to supervise and monitor conditions of pretrial release, agreed to a conference requested by the House thereon, and appointed as conferees Senators Thurmond, Mathias, Laxalt, Biden, and Leahy.

Page 21825

**Military Construction Authorizations, 1983:** Senate disagreed to the amendments of the House to S. 2586, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense, agreed to a conference requested by the House thereon, and appointed as conferees Senators Tower, Thurmond, Warner, Humphrey, Denton, Brady, Stennis, Hart, Jackson, Cannon, and Exon.

Page 21825

**Omnibus Reconciliation Act of 1982—Conference Report:** By 67 yeas to 32 nays, Senate agreed to the conference report on H.R. 6955, providing for reconciliation pursuant to Section 2 of the first concurrent resolution on the budget for fiscal year 1983, as mandated in S. Con. Res. 92, revising the Congressional Budget for the Federal Government for fiscal years 1983, 1984, and 1985, and revising the Congressional Budget for the Federal Government for fiscal year ending September 30, 1982.

Page 21863

**Confirmations:** Senate confirmed the following nominations:

Charles W. Greenleaf, Jr., of Virginia, to be an Assistant Administrator of the Agency for International Development.

James M. Rentschler, of Pennsylvania, to be Ambassador to the Republic of Malta.

Theodore G. Kronmiller, of Virginia, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs, for the rank of Ambassador.

Robert J. Hughes, of Massachusetts, to be an Assistant Secretary of State.

Tom H. Carothers, of Texas, and Leonard R. Fouts, of Indiana, each to be a Member of the Federal Farm Credit Board, Farm Credit Administration.

Wilmer D. Mizell, Sr., of North Carolina, to be an Assistant Secretary of Agriculture.

William M. Acker, Jr., to be U.S. District Judge for the Northern District of Alabama.

Bruce M. Selva, to be U.S. District Judge for the District of Rhode Island.

Charles L. Dunahue, to be U.S. Marshal for the District of Colorado.

Clinton T. Peoples, to be U.S. Marshal for the Northern District of Texas.

Page 21931

**Messages from the House:** Page 21904

**Measures Referred:** Page 21905

**Statements on Introduced Bills:** Page 21905

**Amendments Submitted for Printing:** Page 21913

**Committee Authority To Meet:** Page 21915

**Additional Statements:** Page 21916

**Confirmations:** Page 21931

**Quorum Call:** One quorum call was taken today. (Total—44)

Page 21836

**Record Votes:** Three record votes were taken today. (Total—335)

Pages 21836, 21840, 21892

**Recess:** Senate convened at 10 a.m., and recessed at 7:10 p.m., until 10 a.m., on Thursday, August 19, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 21931.)

## *Committee Meetings*

### APPROPRIATIONS—HUD

*Committee on Appropriations:* Committee approved for reporting an original bill (S. 2880) appropriating funds for fiscal year 1983 for the Department of Housing and Urban Affairs and certain independent agencies.

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported the nomination of Major General Emmett H. Walker, Army National Guard of the United States, to be Chief, National Guard Bureau, and to be Lieutenant General, and 1,901 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, the committee concluded hearings on the nomination of General Walker, after the nominee, who was introduced by Senator Cochran and Representative Montgomery, testified and answered questions in his own behalf.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of James C. Treadway, Jr., of the District of Columbia, to be a Member of the Securities and Exchange Commission.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following measures:

S. 956, authorizing additional funds for programs of the Reclamation Safety of Dams Act (P.L. 95-578), with an amendments in the nature of a substitute;

S. 2405, providing for certain lands in New Mexico to be included in the Cibola National Forest System and into the existing Sandia Wilderness, with an amendment in the nature of a substitute;

S. 1999, providing for the establishment of the Wolf Trap Farm Park, Fairfax County, Virginia, and authorizing funds for certain activities of the Wolf Trap Foundation for the Performing Arts, with an amendment in the nature of a substitute; and

Three original resolutions, each waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of the aforementioned bills.

### WILDERNESS LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on S. 2118, designating certain lands in Wyoming as wilderness areas, after receiving testimony from Senator Simpson; John B. Crowell, Assistant Secretary of Agriculture for Natural Resources and Environment; Richard Hartman, Wyoming Planning Coordinator, Cheyenne; Richard Robitaille, Rocky Mountain Oil and Gas Association, Casper, Wyoming; Robert L. Baker, Louisiana Pacific Corporation, Dubois, Wyoming; James F. Clark, Robertson, Monagle, Estaugh and Bradley, Juneau, Alaska, representing the National Forest Productions Association; George S. Dibble, Jr., Western Regional Council, Denver, Colorado; Phil Hocker, on behalf of The Sierra Club, Wilson, Wyoming; Cindy Morgan, Jackson Hole Alliance for Responsible Planning, Jackson Hole, Wyoming, and Peter D. Coppelman, The Wilderness Society, and Richard Snowden III, both of Washington, D.C.

### HIGHWAY REVENUE

*Committee on Environment and Public Works:* Subcommittee on Transportation concluded hearings on highway revenue and cost allocation issues, after receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; Greg Ballantine, Deputy Assistant Secretary of the Treasury for Tax Policy; Ray R. Barnhart, Administrator, Lester P. Lamm, Executive Director, and Anthony Kane, Chief, Transportation and Socio-Economic Studies Division, all of the Federal Highway Administration; John A. Clements, New Hampshire Department of Public Works and Highways, Concord, on behalf of the American Association of State Highway and Transportation Officials; Robert N. Hunter, Missouri Highway and Transportation Department, Jefferson City; Harold King, Virginia Department of Highways and Transportation, Richmond; John B. Kemp, Kansas Department of Transportation, Topeka; Matthew Witczak and David R. Schelling, both of the University of Maryland, College Park; Ronald Kirby and Kiran Bhatt, both of the Urban Institute, and Fred Smith, Council for a Competitive Economy, Inc., all of Washington, D.C.; A. G. Lichtenstein, A. G. Lichtenstein & Associates, Inc., Fairlawn, New Jersey; and Kenneth Heald, Western Highway Institute, San Bruno, California.

## SOCIAL SECURITY DISABILITY

*Committee on Finance:* Committee concluded oversight hearings to examine the social security disability insurance program, after receiving testimony from Senators Cohen, Levin, Metzenbaum, and Riegle; Paul B. Simmons, Deputy Commissioner for External Affairs, Rhoda Greenberg, Director, Office of Disability Policies, and Louis Hays, Associate Commissioner, Office of Hearings and Appeals, all of the Social Security Administration; Edward A. Densmore, Human Resources Division, General Accounting Office; Wilbur J. Cohen, Save Our Security, former Secretary of Health, Education and Welfare; John Talbott, Cornell University Medical College, Ithaca, New York, representing the American Psychiatric Association; Barry H. Stern, Pennsylvania Department of Labor and Industry, Philadelphia; Edwin O. Opheim, Minnesota Division of Vocational Rehabilitation, St. Paul; Nelson Weinstock, New York State Department of Social Services, New York City; and Judge Ainsworth Brown, Association of Administrative Law Judges, Washington, D.C.

## RETAINAGE PAYMENTS

*Committee on Governmental Affairs:* Subcommittee on Federal Expenditures, Research, and Rules concluded hearings on S. 1782, eliminating the practice of "retainage", whereby Federal agencies withhold 10 percent of a contractor's payments until the project is completed, on certain Federal construction contracts, after receiving testimony from Senator Weicker; William B. Ferguson, Acting Assistant Administrator for Acquisition Policy, General Services Administration; Robert A. Stone, Deputy Assistant Secretary of Defense for Facilities, Environment, and Economic Adjustment; William R. Forder, Faircon, Inc., St. Paul, Minnesota, on behalf of the Sheet Metal and Air Conditioning Contractors' National Association, Inc.; Kenneth E. Krauska, Plumbing Engineering Design, St. Louis, Missouri, on behalf of the National Association of Plumbing-Heating-Cooling Contractors; Arthur C. Meushaw, Standard Acoustics, Washington, D.C., on behalf of the American Subcontractors Association; G. Paul Jones, Jr., Macon Prestressed Concrete Company, Macon, Georgia, on behalf of the Prestressed Concrete Institute; Robert Watkins, Fort Lauderdale, Florida, on behalf of the Aetna Drywall Contractors, Inc.; Gordon Cochran, Cochran Electrical Service Company, Seattle, Washington, on behalf of the National Electrical Contractors Association; Harold Rhyne, Rhyne Electrical Contractors, Atlanta, Georgia, on behalf of the Independent Electrical Contractors, Inc.; and Michael Callas, Callas Contractors, Inc., Hagerstown, Maryland, on behalf of the Associated Builders & Contractors, Inc.

## VOLUNTARY PRAYER IN SCHOOLS

*Committee on the Judiciary:* Committee resumed hearings on S.J. Res. 199, proposed Constitutional amendment providing for voluntary prayer in public schools, receiving testimony from Representative Neal; Edward C. Schmults, Deputy Attorney General, Department of Justice; M. G. Robertson, Christian Broadcast Network, Inc., Virginia Beach, Virginia; James Corman, representing Americans United for Separation of Church and State, Silver Spring, Maryland; George Bushnell, representing the General Assembly of the United Presbyterian Church, New York City; and Willard H. McGuire, National Education Association, John Buchanan, representing People for the American Way, and George Ogle, General Board of Church and Society of the United Methodist Church, all of Washington, D.C.

Hearings continue on Wednesday, September 16.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Thomas F. Hogan, of Maryland, to be U.S. District Judge for the District of Columbia, Alex Kozinski, of the District of Columbia, to be a Judge of the U.S. Claims Court, and Ross T. Roberts, to be U.S. District Judge for the Western District of Missouri, after the nominees testified and answered questions in their own behalf. Mr. Roberts was introduced by Senators Eagleton and Danforth.

## MANDATORY RETIREMENT

*Committee on Labor and Human Resources:* Subcommittee on Labor concluded hearings on S. 2617, abolishing mandatory retirement and other forms of age discrimination in employment, after receiving testimony from Senator Heinz; Representative Pepper; Malcolm R. Lovell, Jr., Under Secretary of Labor; Robert T. Thompson, on behalf of the Chamber of Commerce of the United States; Edward F. Howard, representing the National Council on the Aging, Inc., and James M. Hacking, representing the American Association of Retired Persons, all of Washington, D.C.; David W. Braithaite, U.S. Steel Corporation, Pittsburgh, Pennsylvania, on behalf of the National Association of Manufacturers; Charles G. Bakaly, Jr., O'Melveny & Myers, Los Angeles, California; Igor I. Sikorsky, Sikorsky, Shluger, Arkin and Waters, Hartford, Connecticut; and John T. Dunlop, Harvard University School of Law, Cambridge, Massachusetts, on behalf of the American Association of University Professors/American Council on Education/Association of American Colleges.

### BUSINESS MEETING

*Select Committee on Indian Affairs:* Committee ordered favorably reported the following measures:

S. 2719, providing for the settlement of certain land claims of the Mashantucket Pequot Indian Tribe of Connecticut, and to become a Federally recognized tribe, with an amendment in the nature of a substitute;

H.R. 3731, relating to the use of distribution of certain judgment funds awarded by the Indian Claims Commission or the U.S. Court of Claims, with amendments;

S. 563, authorizing the States and Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country, with an amendment; and

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of S. 2719, listed above.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements, and recessed subject to call.

### ABSCAM

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee met in open and closed session to be briefed by committee counsel on various documents received from the Department of Justice, and to discuss the status of the committee's investigation into alleged abuses relating to the ABSCAM investigation by the Department of Justice.

Committee recessed subject to call.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 17 public bills, H.R. 7001–7017; 1 private bill, H.R. 7018; and 5 resolutions, H.J. Res. 583 and 584, H. Con. Res. 396, and H. Res. 569 and 570 were introduced.

Pages 22101–22103

**Bills Reported:** Reports were filed as follows:

H.R. 4281, entitled "Critical Materials Act of 1982", amended (H. Rept. 97–761);

H.R. 6838, to amend the Export Administration Act of 1979 to terminate certain export controls imposed on December 30, 1981, and June 22, 1982 (H. Rept. 97–762);

H. Res. 569, providing for the consideration of H.R. 4961, to make miscellaneous changes in the tax laws (H. Rept. 97–763); and

H.J. Res. 562, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982, amended (H. Rept. 97–764).

Page 22101

**Journal:** By a yea-and-nay vote of 353 yeas to 37 nays with 1 voting "present", Roll No. 289, the House approved the Journal of Tuesday, August 17.

Page 21932

**Committee To Sit:** Objections were heard to requests that the Committee on Energy and Commerce be permitted to sit today and the balance of the week during proceedings of the House under the 5-minute rule.

Page 21933

**Trade Waiver—Romania:** House agreed to a motion to indefinitely postpone consideration of H. Res. 521, disapproving the President's recommendation to extend certain waiver authority under the Trade Act of 1974 with respect to Romania.

Page 21934

**Budget Reconciliation:** By a yea-and-nay vote of 243 yeas to 176 nays, Roll No. 290, the House agreed to the conference report on H.R. 6955, to provide for reconciliation pursuant to the first concurrent resolution on the budget for fiscal year 1983 (S. Con. Res. 92, Ninety-seventh Congress)—clearing the measure for Senate action.

Subsequently, the House agreed to H. Con. Res. 396, to correct technical errors in the enrollment of H.R. 6955.

Page 21935

**Defense Production Act Amendments:** House completed all general debate and began reading for amendment on H.R. 5540, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States, but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, August 19.

By a yea-and-nay vote of 357 yeas to 8 nays with 1 voting "present", Roll No. 291, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment that prohibits use of authorized funds that reduce budget functions or allocations relating to the Departments of Education or Labor or any programs under the jurisdiction of congressional committees dealing with education and labor programs (agreed to by a recorded vote of 242 ayes to 180 noes, Roll No. 292).

Page 21945

**Federal Communications Commission Authorization:** House disagreed to the Senate amendments to H.R. 3239, to amend the Communications Act of 1934 to authorize appropriations for the administration of such Act; and asked a conference. Appointed as conferees: Representatives Dingell, Wirth, and Broyhill.

Subsequently, conferees received permission to have until midnight tonight to file a conference report on H.R. 3239; and it was made in order that the conference report could be considered at any time after it is filed.

Page 22019

**Committee To Sit:** Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Thursday, August 19.

Page 22020

**Supplemental Appropriations:** By a yea-and-nay vote of 348 yeas to 67 nays, Roll No. 293, the House agreed to the conference report on H.R. 6863, making supplemental appropriations for the fiscal year ending September 30, h1982.

House receded from its disagreement and concurred in Senate amendments numbered 1, 3, 4, 5, 8, 10, 11, 12, 13, 15, 18, 19, 21, 22, 37, 44, 47, 49, 50, 51, 55, 57, 59, 67, 74, 83, 88, 89, 93, 96, 100, 103, 107, 108, 114, 120, 121, 123, 124, 126, 128, 135, 137, 140, 143, 145, 146, 151, 153, 166, and 178. By a yea-and-nay vote of 62 yeas to 339 nays, Roll No. 296, rejected a motion to recede and concur in Senate amendment numbered 150.

House receded from its disagreement and concurred, with amendments, in Senate amendments numbered 2, 6, 17, 24, 41, 42, 43, 45, 58 (agreed to by a yea-and-nay vote of 281 yeas to 129 nays, Roll No. 294), 60 (agreed to by a yea-and-nay vote of 237 yeas to 175 nays, Roll No. 295), 62, 63, 64, 65, 66, 69, 84, 91, 97, 98, 112, 117, 119, 132, 138, 149, 161, 172, 177 (on a division of the question, agreed to recede by a division vote of 51 ayes to 22 noes and agreed to concur with an amendment by voice vote), 180, 182, and 183.

House insisted on its disagreement to Senate amendments numbered 115 and 150—clearing the measure for Senate action.

Page 22020

**Defense Authorization:** By a yea-and-nay vote of 251 yeas to 148 nays, Roll No. 297, the House agreed to the conference report on S. 2248, Department of Defense Authorization Act for fiscal year 1983—clearing the measure for the President.

Page 22067

**Adjournment:** Met at 10 a.m. and adjourned at 10:50 p.m.

## *Committee Meetings*

### TIMBER CONTRACT RELIEF LEGISLATION

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy continued hearings on H.R. 6913, to provide for the orderly termination, extension, or modification of certain contracts for the sale of Federal timber. Testimony was heard from Representatives Clausen, Bonker, Dicks, Shumway, and Swift; departmental and public witnesses.

### DEPARTMENT OF LABOR URGENT SUPPLEMENTAL

*Committee on Appropriations:* Ordered reported as amended H.J. Res. 562, making an urgent supplemental appropriations for the Department of Labor for the fiscal year ending September 30, 1982.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### REPROGRAMMINGS

*Committee on Armed Services:* Considered and approved 7 reprogramming actions.

### MANAGEMENT OF COMMINGLED URANIUM MILL TAILINGS

*Committee on Armed Services:* Subcommittee on Procurement and Military Nuclear Systems concluded hearings concerning management of commingled uranium mill tailings, with emphasis on Standards, Regulations, and Criteria for uranium mill tailings and on Remedial Action Alternatives for commingled uranium mill tailings. Testimony was heard from Dr. John Hernandez, Deputy Administrator, EPA; Thomas M. Roberts, Commissioner, NRC; from the following officials of the Department of Energy: Dr. Franklin E. Coffman, Deputy Assistant Secretary for Nuclear Waste Management Programs and Dr. Goetz Oertel, Director, Waste Management and Byproducts; Dr. Al Topp and Dr. Gerald Stewart, Radiation Protection Bureau, State of New Mexico; Dr. George H. Hensley, Environmental Improvement Board, State of New Mexico and public witnesses.

### VOCATIONAL EDUCATION ACT AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 66, to extend the authorization of appropriations under the Vocational Educational Act of 1963. Testimony was heard from public witnesses.

## NATIONAL DIRECT STUDENT LOAN REGULATIONS

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held a hearing on the Department of Education's proposed National Direct Student Loan regulations. Testimony was heard from Delegate Fauntroy and public witnesses.

## FTC AUTHORIZATION; CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Ordered reported H.R. 6995, to amend the Federal Trade Commission Act to extend the authorization of appropriations contained in such act.

The Committee continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

## CHINA-TAIWAN U.S. POLICY

*Committee on Foreign Affairs:* Held a hearing on China-Taiwan U.S. Policy. Testimony was heard from John H. Holdridge, Assistant Secretary of State, Bureau of East Asian and Pacific Affairs.

## NARCOTICS LAW ENFORCEMENT

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights continued hearings on military assistance to civilian narcotics law enforcement. Testimony was heard from John M. Walker, Assistant Secretary for Law Enforcement, Department of the Treasury; J. Ronald Denney, Acting Assistant Secretary for Manpower, and Reserve Affairs, Department of the Navy; Tidal W. McCoy, Assistant Secretary for Manpower and Reserve Affairs, Department of the Air Force; Patrick Hillier, Acting Assistant Secretary for Installation, Logistics, and Financial Management, Department of the Army and James J. Juliana, Principal Deputy Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics, Department of Defense.

## FEDERAL ROYALTIES AND RENTS COLLECTION ACT

*Committee on Interior and Insular Affairs:* Began markup of H.R. 5121, Federal Royalties and Rents Collection Act of 1981.

## MISSING CHILDREN ACT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights approved for full Committee action H.R. 6976, Missing Children Act.

## CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued markup of H.R. 4711, Criminal Code Revision Act of 1981.

## BALANCED BUDGET

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law began markup of H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures.

Subcommittee recessed subject to call.

## MISCELLANEOUS MEASURES; PROSPECTUSES

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 2303, to designate the New York Bulk and Foreign Mail Center at Jersey City, N.J., as the "Michael McDermott Bulk and Foreign Mail Center", and H.R. 5941, amended, to designate the building known as the Federal Building and United States Courthouse in Greenville, S.C., as the "Clement F. Haynsworth, Jr., Federal Building".

The Subcommittee also approved one construction prospectus.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from Representative Phillip Burton and Richard O. Haase, Commissioner, Public Building Service, GSA.

## TAX EQUITY AND FISCAL RESPONSIBILITY ACT CONFERENCE REPORT

*Committee on Rules:* Granted a rule waiving all points of order against the conference report on H.R. 4961, Tax Equity and Fiscal Responsibility Act of 1982; providing four hours of general debate: 3 hours to be divided between the chairman and ranking minority member of the Committee on Ways and Means, thirty minutes to be divided between the chairman and ranking minority member of the Committee on Energy and Commerce, and thirty minutes to be divided between the chairman and ranking minority member of the Committee on Public Works and Transportation; providing that the conference report be considered as read; providing one motion to recommit which may not contain instructions. Testimony was heard from Chairman Rostenkowski and Representatives Ottinger, D'Amours, Barnard, Barnes, Hoyer, McKinney and Schneider.

## FAA PERFORMANCE

*Committee on Small Business:* Subcommittee on Export Opportunities and Special Small Business Problems concluded hearings to review the performance of the FAA under the Regulatory Flexibility Act of 1980. Testimony was heard from representatives of the FAA.

COMMITTEE BUSINESS

*Committee on Standards of Official Conduct:* Met in executive session to consider pending business.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, August 19, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 22326–25502.*

**Bills Introduced:** Thirteen bills and six resolutions were introduced, as follows: S. 2856–2868, S.J. Res. 233–236, and S. Res. 452–453

Pages 22469

**Bills Reported:** Reports were made as follows:

S. Res. 367, expressing the sense of the Senate with respect to recognition of the Red Shield of David of the Magen David Adom by the International Committee on the Red Cross, with an amendment in the nature of a substitute.

S. 2420, providing protection to victims and witnesses of crimes, with an amendment in the nature of a substitute. (S. Rept. No. 97–532)

S. Res. 448, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6409, providing for U.S. participation in the 1984 Louisiana World Exposition to be held in New Orleans.

S. Res. 452, waiving section 402(a) of the Congressional budget Act of 1974 with respect to the consideration of S. 2329, establishing an Efficiency Advisory Roundtable to assist the Advisory commission on Intergovernmental Relations in its activities concerning the New Federalism. Referred to the Committee on the Budget.

S. 956, authorizing additional funds for programs of the Reclamation Safety of Dams Act, with an amendment in the nature of a substitute. (S. Rept. No. 97–533)

S. 2436, designating the Mary McLeod Bethune Council House in Washington, D.C., as a national historic site, with amendments. (S. Rept. No. 97–534)

Page 22469

**Measures Passed:**

*National Sudden Infant Death Syndrome Awareness Week:* Senate passed S.J. Res. 233, designating the week beginning October 1, 1982, as "National Sudden Infant Death Syndrome Awareness Week."

Page 22340

*National Forest System Lands Conveyance:* Senate passed with amendments S. 705, authorizing the conveyance of certain National Forest System lands when determined to be in the public interests.

Page 22345

*Use and Distribution of Certain Indian Tribe Funds:* Senate passed S. 1986, providing for the use and distribution of funds awarded in specific cases to the Blackfeet and Gros Ventre Indian Tribes and the Assiniboine Tribe of the Fort Belknap Indian Reservation, Montana, after agreeing to committee amendments and an amendment proposed thereto, as follows:

Robert C. Byrd (for Melcher) unprinted amendments No. 1254, distinguishing between membership in the Gros Ventre Tribe and the Fort Belknap Indian Community and clarifying that eligibility for per capita payments as provided does not affect the tribe's right to determine its members; and assuring that other judgments awarded by the Court of Claims to the Gros Ventre Tribes of the Fort Belknap Indian Community are distributed in accordance with the provisions of the bill.

Page 22347

*Extradition Act of 1981:* Senate passed with amendments S. 1940, setting forth new procedures governing the extradition of persons to and from the United States for alleged criminal activity.

Page 22379

*Washoe Tribe Trust Lands:* Senate passed H.R. 5081, declaring that the U.S. holds in trust certain land in Nevada for the Washoe Tribe of Nevada and California, and providing for the transfer of certain lands in Nevada to the U.S. Forest Service, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1858, Senate companion bill, after agreeing to a committee amendment in the nature of a substitute.

S. 1858, Senate companion bill, was then indefinitely postponed.

Page 22383

*Budget Act Waiver:* Senate agreed to S. Res. 440, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4347, listed below.

Page 22383

*South Dakota Water Resource Development:* Senate passed H.R. 4347, providing for the development of the WEB Rural Water Development Project in South Dakota, and for studies within the Pick-Sloan Missouri River Basin, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Robert C. Byrd (for Exon) unprinted amendment No. 1255, to include the Omaha Indian Reservation Irrigation Development within the authorization to receive Pick-Sloan Missouri Basin program pumping power.

Page 22385

*Budget Act Waiver:* Senate agreed to S. Res. 448, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6409, listed below.

Page 22391

*1984 Louisiana World Exposition:* Senate passed with an amendment H.R. 6409, providing for U.S. participation in the 1984 Louisiana World Exposition to be held in New Orleans.

Page 22391

*Transfer of Certain Federal Property:* Senate passed with amendments H.R. 3620, providing for the transfer of certain Federal property to the city of Hoboken, New Jersey.

Page 22393

*Corrections in Enrollment:* Senate agreed to H. Con. Res. 398, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 4961, making miscellaneous changes in the tax laws.

Page 22446

**Temporary Debt Limit Increase:** Senate resumed consideration of H.J. Res. 520, providing for a temporary increase in the public debt with a committee amendment in the nature of a substitute and amendments proposed thereto.

Page 22339

**Federal Communications Act Amendments:** Senate insisted on its amendments to H.R. 3239, amending the Communications Act of 1934, agreed to a conference with the House, and appointed as conferees Senators Goldwater, Stevens, and Cannon.

Page 22326

**Federal Communications Act Amendments—Conference Report:** Senate agreed to the conference report on H.R. 3239, amending the Communications Act of 1934.

Page 22341

**Crater Lake National Park:** Senate concurred in the amendment of the House to S. 1119, revising the boundary of Crater Lake National Park, in Oregon.

Page 22342

**Motor Carriers Regulation:** Senate insisted on its amendments to H.R. 3663, revising the regulation of motor carriers of passengers, agreed to a conference requested by the House thereon, and appointed as conferees Senators Packwood, Danforth, and Cannon.

Page 22379

**Tax Court and Fiscal Responsibility Act—Conference Report:** By 52 yeas to 47 nays, Senate agreed to the conference report on H.R. 4961, making miscellaneous changes in the tax laws.

By 68 yeas to 27 nays, Senate earlier sustained the Chair in rejecting a point of order that the conference report contained certain matter not germane and was thus not in order.

Page 22396

**Confirmations:** Senate confirmed the following nominations:

William Schneider, Jr., of New York, to be Under Secretary of State for Coordinating Security Assistance Programs.

James C. Treadway, Jr., of the District of Columbia, to be a Member of the Securities and Exchange Commission.

Oliver G. Richard, III, of Louisiana, to be a Member of the Federal Energy Regulatory Commission.

Major General Emmett H. Walker, Jr., Army National Guard, to be Chief, National Guard Bureau.

6 Army nominations in the rank of General.

1 Navy nomination in the rank of Admiral.

3 Air Force nominations in the rank of General.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

**Messages From the House:**

Page 22467

**Measures Referred:**

Page 22468

**Measures Ordered Placed on Calendar:**

Page 22468

**Communications:**

Page 22468

**Statements on Introduced Bills:**

Page 22469

**Amendments Submitted for Printing:**

Page 22484

**Notices of Hearings:**

Page 22484

**Committee Authority To Meet:**

Page 22485

**Additional Statements:**

Page 22485

**Confirmations:**

Page 22502

**Record Votes:** Two record votes were taken today. (Total—337)

Page 22400, 22446

**Recess:** Senate convened at 10 a.m., and recessed at 10:17 p.m., until 9 a.m., on Friday, August 20, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 22501.)

## *Committee Meetings*

### MILITARY PAY

*Committee on Armed Services:* Committee approved for full committee consideration an original bill (S. 2879) authorizing funds for fiscal year 1983 for pay allowances for military personnel.

### THRIFT INDUSTRY

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported an original bill (S. 2879) to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies. As approved by the committee, the bill incorporates certain provisions of S. 1720, S. 2531, and S. 2532.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of Bevis Longstreth, of New York, to be a Member of the Securities and Exchange Commission.

### ACID RAIN

*Committee on Energy and Natural Resources:* Committee concluded oversight hearings on acid deposition as it may affect the use of fossil fuels, after receiving testimony from Senators Robert C. Byrd, Lugar, and Mitchell; A. Alan Hill, Chairman, Council on Environmental Quality; Jan W. Mares, Acting Under Secretary of Energy; Kathleen M. Bennett, Assistant Administrator for Air, Noise and Radiation, Environmental Protection Agency; Philip Cohen, Chief Hydrologist, and Ranard J. Pickering, Chief of the Branch of Water Quality, both of the U.S. Geological Survey, Department of the Interior; Donald Z. Forcier, Senior Group Director, Energy and Mineral Division, General Accounting Office; Alan W. Gertler, Desert Research Institute, University of Nevada, Reno; Richard G. Semonin, Illinois State Water Survey, Champaign, Illinois; Paul W. Spaite, Paul W. Spaite Company, Cincinnati, Ohio; John Kearney, Edison Electric Institute, and Kenneth S. Kamlet, Pollution and Toxic Substances Division, National Wildlife Federation, both of Washington, D.C.; Joseph Dowd, American Electric Power, and Neal Tostenson, Ohio Mining and Reclamation Association, both of Columbus, Ohio; John F. Kaslow, New England Power Company, Westborough, Massachusetts; Jack Taylor, Virginia Electric Power Company, Richmond, Virginia; William B. Marx, Council of Industrial Boiler Owners, Fairfax Station, Virginia; Michael Oppenheimer, Environmental Defense Fund, representing the National Clean Air Coalition, New York City; and Roy R. Gould, Harvard School of Public Health, Harvard University, Boston, Massachusetts.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee ordered favorably reported an original bill authorizing funds through fiscal year 1987 for, and extending certain programs of the Clean Air Act (P.L. 95–95).

### DIPLOMATIC PROTECTION

*Committee on Environment and Public Works:* Committee concluded hearings on S. 2235, providing improved protection for the diplomatic community in New York City, after receiving testimony from J. Robert McBrien, Special Assistant, Office of Assistant Secretary of the Treasury for Enforcement and Operations; Roger Robinson, Acting Deputy Assistant Secretary of State for Security; and Kenneth Conboy, New York City Police Department, New York City.

### NOMINATION

*Committee on Foreign Relations:* Committee approved for reporting the nomination of James L. Buckley, of Connecticut, to be Counselor, Department of State.

Prior to this action, the committee concluded hearings on the nomination of Mr. Buckley, after the nominee testified and answered questions in his own behalf.

### BROADCASTING TO CUBA

*Committee on Foreign Relations:* Committee concluded hearings on H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba, after receiving testimony from Senators Grassley and Jepsen; former Senator Richard Stone, on behalf of the Presidential Commission on Broadcaasting to Cuba; and Wayne Smith, former Head, U.S. Interests Section (Havana, Cuba).

Committee will begin consideration of H.R. 5427, listed above, on tomorrow.

### NOMINATION

*Committee on Governmental Affairs:* Committee approved for reporting the nomination of Dennis M. Devaney, of Maryland, to be a Member of the Merit Systems Protection Board.

### BUDGET REFORM ACT

*Committee on Governmental Affairs:* Committee held hearings on S. 2629, establishing a 2-year budget process, improving congressional control over the budget, streamlining the requirements of the budget process, and improving the legislative and budgetary processes by providing additional time for oversight and other legislative activities, receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office; and Charles A. Bowsher, Comptroller General of the United States, General Accounting Office.

Hearings were recessed subject to call.

### NOMINATION

*Committee on the Judiciary:* Committee approved for reporting the nomination of Harry W. Wellford, of Tennessee, to be U.S. Circuit Judge for the Sixth Circuit.

### SMALL BUSINESS EXPORTERS

*Committee on Small Business:* Committee held oversight hearings on the implementation of the Small Business Export Expansion Act (P.L. 96–481), focusing on obstacles faced by small business exporters, receiving testimony from William H. Morris, Assistant Secretary for Trade Development, International Trade Administration, Department of Commerce; Peter Terpeluk, Jr., Acting Deputy Administrator, Small Business Administration; Alan Parter, New York State Department of Commerce, New York City; M. A. Dove, Jr., Gandy Company, Owatonna, Minnesota; S. J. Byers, Bunton Company, Louisville, Kentucky; and Dietner Doehring, Chromatics, Tucker, Georgia.

Hearings were recessed subject to call.

### BUSINESS MEETING

*Committee on Veterans' Affairs:* Committee ordered favorably reported an original bill increasing the rates of disability compensation for disabled veterans, increasing the rates of dependency and indemnity compensation for surviving spouses and children of veterans, discontinuing duplicative payment to certain veterans, increasing the level of disability required for the payment of dependent allowances, providing for cost-saving improvements in veterans' programs, and improving certain aspects of the Veterans' Administration educational benefits programs and the Department of Labor veterans' employment programs. As approved by the Committee, the bill incorporates certain provisions of the following related measures: S. 2378, S. 2747, S. 2048, S. 2461, S. 2709, S. 2381, S. 2382, S. 2388, and H.R. 6782 (being held at Senate desk).

### INDIAN LANDS

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 1652, restoring certain lands in Arizona to the Colorado River Indian Reservation to be held in trust by the United States, after receiving testimony from Garrey E. Carruthers, Assistant Secretary of the Interior for Land and Water Resources; Anthony Drennan, Colorado River Tribe, Parker, Arizona; and Elmer Savilla, National Tribal Chairmen's Association, Washington, D.C.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 36 public bills, H.R. 7019–7054; and 16 resolutions, H.J. Res. 585–588, H. Con. Res. 397–401, and H. Res. 571–577 were introduced.

**Page 22126**

**Bills Reported:** Reports were filed as follows:

Conference report on H.R. 3239, to amend the Communications Act of 1934 to authorize appropriations for the administration of such Act (H. Rept. 97–765);

H.R. 5519, to give trade negotiating priority to service sector issues, and to expand and clarify existing laws governing interstate and foreign commerce to better deal with service trade problems, amended (H. Rept. 97–766);

H.R. 6384, to extend title XVII of the Public Health Service Act (H. Rept. 97–767);

H.R. 6458, to amend the Public Health Service Act and related laws to consolidate the laws relating to the Alcohol, Drug Abuse, and Mental Health Administration, the National Institute of Mental Health, the National Institute of Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse, amended (H. Rept. 97–768);

S. 1628, to amend the Emergency Fund Act (Act of June 26, 1948, 62 Stat. 1051) (H. Rept. 97–769);

H.R. 5652, to authorize and direct the Secretary of the Interior to convey certain real property to the Pershing County Water Conservation District, amended (H. Rept. 97–770);

S. 1621, to authorize the replacement of existing pump casings in southern Nevada water project pumping plants 1A and 2A, amended (H. Rept. 97–771);

Report entitled "Improvements Needed in the Department of Housing and Urban Development's Efforts to Avoid Single-Family Mortgage Foreclosures" (H. Rept. 97–772);

H.R. 6422, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain land previously conveyed to the State of Connecticut, amended (H. Rept. 97–773);

H.R. 6124, to reduce interest rates, control inflation, and ensure the availability of credit for productive purposes, and promote economic recovery by extending the Credit Control Act, amended (H. Rept. 97–774);

H.R. 6222, to amend the Federal Reserve Act to exempt from reserve requirements a certain amount of the deposits and accounts of depository institutions, amended (H. Rept. 97–775);

S. 1277, to amend title III of the Colorado River Basin Project Act, Public Law 90–578 (92 Stat. 2471), and Public Law 96–375 (94 Stat. 1505), amended (H. Rept. 97–776);

H.R. 6928, to promote the development of nonanimal methods of research, experimentation, and testing, and to assure humane care of animals used in scientific research, experimentation, and testing, amended (H. Rept. 97–777);

H.R. 5154, to amend the Lanham Trademark Act to prohibit any State from requiring that a registered trademark be altered for use within such State, and to encourage private enterprise with special emphasis on the preservation of small business, amended (H. Rept. 97–778);

Conference report on H.R. 6068, Intelligence Authorization Act for fiscal year 1984 (H. Rept. 97–779);

Conference report on H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers (H. Rept. 97–780);

Report entitled "Stronger Support for Coordinated Federal Policy on Volunteerism Needed in Action" (H. Rept. 97–781);

H.R. 6788, to amend title 38, United States Code, to clarify the period for which an employer is required to grant an employee who is a member of the National Guard or Reserve a leave of absence in order to allow the employee to perform required active duty for training (H. Rept. 97–782); and

H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983 (H. Rept. 97–783).

Page 22126

**Journal:** By a yea-and-nay vote of 366 yeas to 27 nays with 2 voting "present", Roll No. 298, the House approved the Journal of Wednesday, August 18.

Page 22126

**Late Report:** Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983.

Page 22128

**Bus Deregulation:** House disagreed to the Senate amendment to H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers; and asked a conference. Appointed as conferees: Representatives Howard, Anderson, Rodino, Clausen, and Shuster.

Page 22154

**Committee to Sit:** Objection was heard to a request that the Committee on Energy and Commerce be permitted to sit today and the balance of the week during proceedings of the House under the 5-minute rule.

Page 22155

**Late Reports:** Committee on Energy and Commerce received permission to have until midnight Friday, August 20, to file reports on the following bills: H.R. 6598, to provide for the development of repositories for the disposal of high-level radioactive waste and spent nuclear fuel; H.R. 6457, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to the National Institutes of Health and the national research institutes; and H.R. 6173, to amend the Public Health Service Act to replace title XIV of such Act with a block grant to States for health planning; and

Committee on the Judiciary received permission to have until Thursday, August 26, to file a report on H.R. 6978, to provide for the appointment of United States bankruptcy judges under article III of the Constitution.

Page 22175

**Tax Equity and Fiscal Responsibility Act:** By a yea-and-nay vote of 226 yeas to 207 nays, Roll No. 303, the House agreed to the conference report on H.R. 4961, to make miscellaneous changes in the tax laws—clearing the measure for Senate action.

Rejected a motion to recommit the conference report to the committee of conference.

Agreed to H. Con. Res. 398, directing the Clerk of the House to make corrections in the enrollment of H.R. 4961.

Earlier, by a yea-and-nay vote of 268 yeas to 144 nays, Roll No. 299, agreed to a motion to table H. Res. 571, to return to the Senate H.R. 4961 and the Senate amendments thereto, with the message that the Senate amendments and conference actions contravene the Constitution and are an infringement of the privileges of the House; and

Agreed to H. Res. 569, the rule under which the conference report was considered, by a yea-and-nay vote of 253 yeas to 176 nays, Roll No. 301, after agreeing to order the previous question on the resolution by a yea-and-nay vote of 220 yeas to 210 nays, Roll No. 300.

Page 22146

**District Work Period:** House agreed to H. Con. Res. 399, providing for an adjournment of the House from August 19 to September 8, 1982, and an adjournment of the Senate from August 19 or August 20 or August 21 to September 8, 1982.

Page 22247

**Committee Election:** House agreed to H. Res. 572, electing Representative Martinez to the Committee on Veterans' Affairs and the Committee on Education and Labor.

Page 22248

**Resignations-Appointments:** Notwithstanding any adjournment of the House until Wednesday, September 8, 1982, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 22248

**VA Nurse Recruitment:** House agreed, with amendments, to the Senate amendments to H.R. 6350, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to provide that Veterans' Administration nurses who work two twelve-hour regularly scheduled tours of duty over a weekend shall be considered to have worked a full basic workweek—returning the measure to the Senate.

Page 22248

**Federal Managers' Accountability:** House agreed to the Senate amendment to H.R. 1526, to amend the Accounting and Auditing Act of 1950 to require ongoing evaluations and reports on the adequacy of the systems of internal accounting and administrative control of each executive agency—clearing the measure for the President.

Page 22254

**Late Reports:** Committee on Merchant Marine and Fisheries received permission to have until midnight Friday, August 27, to file reports on the following bills: H.R. 6813, to amend the Federal Boat Safety Act of 1971; H.R. 6520, to transfer the authority of the Secretary of Transportation under the Act commonly known as the Truman-Hobbs Act to the Secretary of the Army; H.R. 6804, to provide subsistence allowances for members of the Coast Guard officer candidate program; and H.R. 6580, Sailing School Vessels Act of 1982; and

Committee on Banking Finance and Urban Affairs received permission to have until 5 p.m. Friday, August 20, to file its report on monetary policy.

Page 22255

**Private Bill:** House agreed to the Senate amendments to H.R. 3126, a private bill—clearing the measure for the President.

Page 22255

**Communications Amendments:** House agreed to the conference report on H.R. 3239, to amend the Communications Act of 1934 to authorize appropriations for the administration of such Act—clearing the measure for the President.

Page 22257

**Special Envoy Habib:** House agreed to H. Con. Res. 397, expressing the deep gratitude of the Congress to Special Envoy Philip Habib.

Page 22258

**Military Construction Appropriations:** By a yea-and-nay vote of 325 yeas to 31 nays, Roll No. 305, the House passed H.R. 6968, making appropriations for military construction and family housing for the Department of Defense for the fiscal year ending September 30, 1983.

Rejected:

An amendment that sought to reduce by 30.8 percent each appropriation for any account, activity, or project in the bill (rejected by a recorded vote of 34 ayes to 322 noes, Roll No. 304); and

An amendment that sought to prohibit expenditure of funds in violation of the balanced budget provisions in law.

H. Res. 561, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Page 22262

**Election of Speaker Pro Tempore:** House agreed to H. Res. 573, electing Representative Price, Speaker pro tempore during the absence of the Speaker.

Page 22279

**Bus Deregulation:** House agreed to the conference report on H.R. 3663, to amend subtitle IV of title 49, United States Code, to provide for more effective regulation of motor carriers of passengers—clearing the measure for Senate action.

Page 22279

**Louisiana World Exposition:** House agreed to the Senate amendment to H.R. 6409, to provide for the participation of the United States in the 1984 Louisiana World Exposition to be held in New Orleans, Louisiana—clearing the measure for the President.

Page 22302

**Late Report:** Committee on Science and Technology received permission to have until midnight Friday, August 20, to file a report on H.R. 6928, to promote the development of nonanimal methods of research, experimentation, and testing, and to assure humane care of animals used in scientific research, experimentation, and testing.

Page 22303

**Recess:** Met at 10 a.m. and recessed at 9:37 p.m. until noon on Friday, August 20.

## *Committee Meetings*

### DEPARTMENT OF TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Ordered reported H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia approved for full Committee action the fiscal year 1983 District of Columbia appropriations bill.

## NATIONAL USURY ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on H.R. 4471, and H.R. 4572, National Usury Act. Testimony was heard from Representatives Wright, Snyder, Taylor, Stokes and Perkins.

## CIVIL ACTIONS ARISING FROM PEACE OFFICERS PURSUIT INTO THE DISTRICT

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs held a hearing on H.R. 5503, to amend title 23 of the District of Columbia Code to make liability in civil actions arising from fresh pursuit into the District of Columbia by members of a peace unit of a State determined by the laws of such State. Testimony was heard from Representative Wolf; from the following officials of the Government of the District of Columbia: Judith W. Rogers, Corporation Counsel and David A. Clarke, Chairman, Judiciary Committee, City Council; Henry E. Hudson, Attorney for Arlington County, State of Virginia and other local officials.

## CLEAN AIR ACT AMENDMENTS

*Committee on Energy and Commerce:* Continued markup of H.R. 5252, Clean Air Act Amendments of 1982.

Committee recessed subject to call.

## COWLITZ TRIBE OF INDIANS

*Committee on Interior and Insular Affairs:* Held a hearing on H.R. 3612, to provide for the disposition of funds appropriated to pay a judgment in favor of the Cowlitz Tribe of Indians in Indian Claims Commission docket No. 218. Testimony was heard from a public witness.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Insular Affairs held a hearing on the following bills: H.R. 5688, to establish a Commission on Federal laws to study the application of the laws of the United States to Guam, the Virgin Islands, and American Samoa; H.R. 6680, to amend the Organic Act of Guam and the Revised Organic Act of the Virgin Islands to transfer the audit authority and related staff of the offices of the government comptrollers for Guam, the Virgin Islands, the Trust Territory of the Pacific Islands, the Northern Mariana Islands, and American Samoa to the Office of Inspector General, Department of the Interior; H.R. 6780, State of the Insular Areas Report Act, and H.R. 6859, to amend or repeal certain provisions of the Organic Acts applicable to the Virgin Islands and Guam; and to hold an oversight hearing on the adequacy of current Federal Emergency Management Act coverage of the insular areas. Delegate Sunia; Wilbur D. Campbell, Acting Director, Accounting and Financial Management Division, GAO; from the following officials of the Department of the Interior: Richard Mulberry, Inspector General and Stuart P. French, Special Advisor to the Assistant Secretary, Office of Territorial and International Affairs; Juan Luis, Governor, Virgin Islands; Henry L. Feuerzeig, Judge, Territorial Court of the Virgin Islands and public witnesses.

## VOYAGEURS NATIONAL PARK

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended H.R. 846, to revise the boundary of Voyageurs National Park in the State of Minnesota.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 6978, amended, Bankruptcy Court Act of 1982; H.R. 5154, amended, to amend the Lanham Trademark Act to prohibit any State from requiring that a registered trademark be altered for use within such State, and to encourage private enterprise with special emphasis on the preservation of small business, and H.R. 6976, Missing Children Act.

The Committee also acted on a private claims bill.

## RECOVERY OF DAMAGES BY CERTAIN FOREIGN SEAMEN

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended H.R. 4863, to modify the maritime laws applicable to the recovery of damages by certain foreign seamen.

# *Joint Meetings*

## FLAT RATE TAX

*Joint Economic Committee:* Subcommittee on Monetary and Fiscal Policy concluded hearings on proposed revisions in the Federal income tax system, focusing on a flat-rate tax proposal, after receiving testimony from Paul C. Roberts, Center for Strategic and International Studies of Georgetown University, Jerome Kurtz, Paul Weiss, Rifkind, Wharton and Garrison, and Ernest S. Christian, Jr., Patton, Boggs and Blow, all of Washington, D.C., and David F. Bradford, National Bureau of Economic Research, Cambridge, Massachusetts.

## JOB TRAINING ASSISTANCE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment and training assistance, but did not complete action thereon, and will meet again on Thursday, September 9.

## *Friday, August 20, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 22537–22673*

**Bills Introduced:** Ten bills and six resolutions were introduced, as follows: S. 2869–2878, S.J. Res. 237–238, S. Con. Res. 117, and S. Res. 454–456.

Page 23633

**Bills Reported:** Reports were made as follows:

S. 2671, establishing a Commission on the Bicentennial of the Constitution to plan and coordinate observances and activities commemorating the events culminating in the framing of the Constitution, with an amendment. (S. Rept. No. 97–535)

Page 23633

**Measures Passed:**

*Labor Day Recess:* Senate agreed to H. Con. Res. 399, providing for an adjournment of the two Houses for more than three days, after agreeing to Baker unprinted amendment No. 1257, of a technical nature.

Page 22587

*International Safe Container Act:* Committee on Commerce was discharged from the further consideration of H.R. 6732, amending the International Safe Container Act, and the bill was then passed.

Page 22596

*American Enterprise Day:* Committee on the Judiciary was discharged from the further consideration of S. J. Res. 226, authorizing and requesting the President to designate October 1, 1982, as "American Enterprise Day," and the measure was then passed.

Page 22596

*National Firefighters' Week:* Committee on the Judiciary was discharged from the further consideration of S. J. Res. 227, authorizing and requesting the President to designate the week beginning Monday, September 20, 1982, as "National Firefighters' Week," and the measure was then passed.

Page 22596

*National Adult Day Care Center Week:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 209, authorizing and requesting the President to designate the week beginning September 5, 1982, as "National Adult Day Care Center Week," and the measure was then passed.

Page 22597

*Money and Finance:* Committee on the Judiciary was discharged from the further consideration on H.R. 6128, revising, codifying, and enacting without substantive change certain general and permanent laws related to money and finance, as title 31, United States Code, "Money and Finance," and the bill was then passed.

Page 22597

*Patent and Trademark Laws/Civil Rights of Institutionalized Persons:* Committee on the Judiciary was discharged from the further consideration of H.R. 3345, making technical and conforming changes in the patent and trademark laws and in the civil rights of institutionalized persons, and the bill was then passed.

Page 22597

*Exchange of Certain Lands:* Senate passed H.R. 3589, authorizing the exchange of certain land held by the Navajo Tribe and the Bureau of Land Management, after agreeing to Baker (for Cohen) unprinted amendment No. 1259, in the nature of a substitute.

Page 22597

*Devils Lake Sioux Indian Tribe Lands:* Senate passed S. 503, providing for the purchase, sale, and exchange of lands by the Devils Lake Sioux Indian Tribe of the Devils Lake Sioux Reservation, North Dakota, after rejecting the committee amendment in the nature of a substitute, and agreeing to Robert C. Byrd (for Burdick) unprinted amendment No. 1260, in the nature of a substitute.

Page 22609

*Nonimmigrant Aliens in the Virgin Islands:* Senate passed with an amendment H.R. 3517, authorizing the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands.

Page 22611

*Migratory-Bird Hunting and Conservation Stamp Contest:* Senate passed S. 2874, amending the Act of March 16, 1934, as amended, to credit entrance fees for the migratory-bird and conservation stamp contest to the account which pays for the administration of the contest.

Page 22611

*Pearl Street Centennial Day:* Senate agreed to S. Con. Res. 117, expressing the sense of the Congress that September 4, 1982, the one hundredth anniversary of Thomas Edison's Pearl Street central power station, should be commemorated as "Pearl Street Centennial Day."

Page 22613

**Temporary Debt Limit Increase:** Senate resumed consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and pending amendments proposed thereto.

A motion to close further debate was entered and, by unanimous consent, vote on such motion will occur on Thursday, September 9, 1982, at 2 p.m., with the required quorum call having been waived.

Page 22568

**Bus Regulatory Reform Act of 1982:** By 84 yeas to 8 nays, Senate agreed to the conference report on H.R. 3663, revising the regulation of motor carriers of passengers.

Page 22563

**Supplemental Appropriations, 1982—Conference Report:** Senate agreed to the conference report on H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government.

Page 22539

By 42 yeas to 47 nays, Senate rejected Levin unprinted amendment No. 1256 (to the amendment of the House to the amendment of the Senate numbered 180), to extend the deadline for enrolling in college in order to qualify for student benefits under the Social Security Act, to provide that the amount of unnegotiated social security checks shall be returned to the Social Security Trust Fund.

Page 22512

Senate concurred in the amendments of the House to the amendments of the Senate numbered 2, 6, 17, 24, 41, 42, 43, 45, 58, 60, 62, 63, 64, 65, 66, 69, 84, 86, 91, 97, 98, 112, 117, 119, 132, 138, 149, 161, 172, 177, 180, 182, and 183.

Senate receded from its amendments numbered 115 and 150.

Page 22568

**Pretrial Services Act of 1982—Conference Report:** Senate agreed to the conference report on S. 923, establishing pretrial services in each Federal district to assist judicial officers in making pretrial release decisions and to supervise and monitor conditions of pretrial release.

Page 22589

**Buffalo Bill Dam and Reservoir, Wyoming:** Senate concurred in the amendment of the House to S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir, in Wyoming, with Baker (for McClure and Jackson) unprinted amendment No. 1258, in the nature of a substitute.

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators McClure, Hatfield, Domenici, Wallop, Warner, Jackson, Johnston, Ford, and Metzenbaum.

Page 22589

**Veterans' Administration Health-Care Programs Improvement and Extension Act of 1982:** Senate concurred in the amendments of the House to the amendments of the Senate to H.R. 6350, authorizing funds for the Veterans' Administration health professional scholarship program.

Page 22598

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of Senate over until Wednesday, September 8.

Page 22586

**Authority To Sign Measures:** The President of the Senate, the President pro tempore, and the Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate over until Wednesday, September 8.

Page 22568

**Committee Authority To File:** All committees were authorized to file reports on Friday, September 3, 1982, from 9 a.m. to 3 p.m., during the adjournment of the Senate.

Page 22568

**Confirmations:** Senate confirmed the following nominations:

Harry W. Wellford, of Tennessee, to be U.S. Circuit Judge for the Sixth Circuit.

Everett Alvarez, Jr., of Maryland, to be Deputy Administrator of Veterans' Affairs.

Ronald B. Frankum, of California, to be an Associate Director of the Office of Science and Technology Policy.

James L. Buckley, of Connecticut, to be Counselor of the Department of State.

Bevis Longstreth, of New York, to be a Member of the Securities and Exchange Commission.

Dennis M. Devaney, of Maryland, to be a Member of the Merit Systems Protection Board.

Raymond J. Dearie, of New York, to be U.S. Attorney for the Eastern District of New York.

Ross T. Roberts, of Missouri, to be U.S. District Judge for the Western District of Missouri.

Thomas F. Hogan, of Maryland, to be U.S. District Judge for the District of Columbia.

Alex Kozinski, of the District of Columbia, to be a judge of the U.S. Claims Court.

Page 22672

**Nominations:** Senate received the following nominations:

William A. Hewitt, of Illinois, to be Ambassador to Jamaica.

Theodore C. Maino, of California, to be Ambassador to the Republic of Botswana.

Fernando E. Rondon, of Virginia, a Career Member of the Senior Foreign Service, Class of Counselor, now Ambassador to the Democratic Republic of Madagascar, to serve concurrently and without additional compensation as Ambassador to the Federal and Islamic Republic of the Comoros.

Paul Copperman, of California, James H. Harrison, Jr., of Virginia, and Wallie C. Simpson, of New York, each to be a Member of the National Council on Educational Research.

Page 22672

**Messages From the President:** Page 22631

**Messages From the House:** Page 22631

**Measures Referred:** Page 22632

**Communications:** Page 22632

**Statements on Introduced Bills:** Page 22633

**Notices of Hearings:** Page 22648

**Additional Statements:** Page 22649

**Nominations:** Page 22672

**Confirmations:** Page 22672

**Record Votes:** Two record votes were taken today. (Total—339)

Pages 22565, 22583

**Adjournment:** Senate convened at 9 a.m., and in accordance with H. Con. Res. 399, adjourned at 2:28 p.m., until 12 noon, on Wednesday, September 8, 1982.

## *Committee Meetings*

### BROADCASTING TO CUBA

*Committee on Foreign Relations:* Committee began markup of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba, but did not complete action thereon, and will meet again on Wednesday, September 8.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nominations of Frank J. Donatelli, of Virginia, and Edward Sulzberger, of New York, each to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

*Committee on the Judiciary:* Committee approved for reporting the nominations of Raymond J. Dearie, of New York, to be U.S. Attorney for the Eastern District of New York, Ross T. Roberts, of Missouri, to be U.S. District Judge for the Western District of Missouri, Thomas F. Hogan, of Maryland, to be U.S. District Judge for the District of Columbia, and Alex Kozinski, of the District of Columbia, to be a Judge of the U.S. Claims Court.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 1 public bill, H.R. 7055; 2 private bills, H.R. 7056 and 7057; and 1 resolution, H. Res. 578 were introduced.

**Page 22682**

**Bills Reported:** Reports were filed as follows:

H.R. 6173, to amend the Public Health Service Act to replace title XIV of such Act with a block grant to States for health planning, amended (H. Rept. 97–784);

H.R. 6598, to provide for the development of repositories for the disposal of high-level radioactive waste and spent nuclear fuel, amended (H. Rept. 97–785); and

Report of the Committee on Banking, Finance and Urban Affairs entitled "Monetary Policy" (H. Rept. 97–786).

**Page 22682**

**Late Report:** Committee on Energy and Commerce received permission to have until midnight Monday, August 23, to file a report on H.R. 6457, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to the National Institutes of Health and the national research institutes.

**Page 22674**

**District Work Period:** House agreed to the Senate amendments to H. Con. Res. 399, providing for an adjournment of the House from August 19 to September 8, 1982, and an adjournment of the Senate from August 19 or August 20 or August 21 to September 8, 1982—clearing the measure.

**Page 22682**

**Lobbyists:** The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the second calendar quarter of 1982, and reports for the first calendar quarter of 1982 received too late to be previously published, that were filed by persons engaged in lobbying activities appear in this issue of the Congressional Record.

**Page 22683**

**Adjournment:** Reconvened at noon and adjourned at 2:32 p.m.

## *Committee Meeting*

### LAKE OSWEGO, OREGON HYDROELECTRIC PLANT

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power held a hearing on H.R. 6657, to exempt the Lake Oswego, Oreg., hydroelectric plant from part I of the Federal Power Act and section 408 of the Renewable Energy Resources Act of 1980. Testimony was heard from Christina Nygaard, Assistant General Counsel, Federal Energy Regulatory Commission; and a public witness.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, September 8, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 22796–22824*

**Measures Introduced:** Two resolutions were introduced, as follows: S. Con. Res. 118 and S. Res. 457.

**Page 22806**

**Measures Reported:** Reports were made as follows:

On September 3, during adjournment of Senate:

S. 2879, to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies (with additional views) (S. Rept. No. 97–536).

**Page 22806**

**Measures Passed**

*Commending Philip C. Habib:* Senate agreed to S. Con. Res. 118, expressing the sense of the Congress commending the achievements of U.S. Special Negotiator Philip C. Habib. **Page 22800**

*Death of Representative Benjamin:* Senate agreed to S. Res. 457, relative to the death of the Honorable Adam Benjamin, Jr., late a Representative from the State of Indiana. **Page 22823**

**Temporary Debt Limit Increase:** Senate resumed consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

**Page 22810**

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

Page 22811

Senate will continue consideration of the joint resolution and amendments proposed thereto on Thursday, September 9.

At 2 p.m., Senate will vote (with the quorum call having been waived) on a cloture motion to close debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), perfecting, to protect unborn human beings. Page 22811

**Presidential Messages:** Senate received the following messages from the President:

On August 23, during the adjournment of the Senate:

Rescinding a total of $2.3 million, deferring $2.7 million, and revising two deferrals previously reported increasing the amounts deferred by $4.8 million; the rescission affecting the Board for International Broadcasting, and the deferrals affecting the Veterans' Administration, Interstate Commerce Commission, and the President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research. Referred jointly to the Committees on the Budget, Foreign Relations, Veterans' Affairs, Commerce, Science, and Transportation, and Labor and Human Resources. (PM–165)

On August 24:

(1) Transmitting report of the Nation's progress in space and aeronautics during 1981. Referred to the Committee on Commerce, Science, and Transportation. (PM–166)

(2) Transmitting the Seventh Annual Report of the Nuclear Regulatory Commission. Referred to the Committee on Environment and Public Works. (PM–167)

(3) Transmitting the East-West Trade Report for 1981, covering trade relations between the United States and the nonmarket economy countries. Referred to the Committee on Finance. (PM–168)

(4) Transmitting the Annual Report for 1981 of the Federal Council on the Aging. Referred to the Committee on Labor and Human Resources. (PM–169)

Page 22803

**Nominations:** Senate received the following nominations during the adjournment of the Senate:

Received on August 24:

Jay F. Morris, of Maryland, to be Deputy Administrator of the Agency for International Development.

Edward Rafeedie, to be U.S. District Judge for the Central District of California.

David D. Dowd, Jr., to be U.S. District Judge for the Northern District of Ohio.

Rufus W. Campbell, Jr., to be U.S. Marshal for the Eastern District of Louisiana.

Max E. Wilson, to be U.S. Marshal for the Western District of North Carolina.

Herbert M. Rutherford III, of New Jersey, to be U.S. Marshal for the Eastern District of Virginia.

1 Air Force nomination in the rank of General.

Received on August 25:

K. William O'Connor, of Virginia, to be Special Counsel of the Merit Systems Protection Board.

Received on August 31:

Peter D. Constable, of New York, to be Ambassador to the Republic of Zaire.

Richard J. Fitzgerald, of Illinois, Truman McG. Hobbs, of Alabama, Margaret T. Daniel, of New York, and Gloria A. Hay, of Alaska, each to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation.

2 Air Force nominations in the rank of General.

Routine lists of Air Force, Marine Corps, and Foreign Service nominations.

Received on September 1:

Kenneth W. Dam, of Illinois, to be Deputy Secretary of State.

Received September 2:

Henry A. Holmes, of the District of Columbia, to be Ambassador to Portugal.

Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to the German Democratic Republic.

Lawrence F. Davenport, of Virginia, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Edward W. Ray, of California, to be a Commissioner of the Copyright Royalty Tribunal.

Page 22824

Received today:

W. Allen Wallis, of New York, to be Under Secretary of State for Economic Affairs.

Gary L. Bauer, of Virginia, to be Deputy Under Secretary for Planning and Budget, Department of Education.

Charles L. Heatherly, of Virginia, to be Deputy Under Secretary for Management, Department of Education.

Edward A. Curran, of Maryland, to be Deputy Director of the Peace Corps.

Alfred J. Fleischer, Sr., of Missouri, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

Routine lists of Army, Navy, and Air Force nominations.

Page 22840

Messages From the President: Page 22803

Messages From the House: Page 22804

Communications: Page 22804

**Amendments Submitted for Printing:** Page 22807

**Notices of Hearings:** Page 22807

**Additional Statements:** Page 22807

**Nominations:** Page 22824

**Recess:** Senate convened at 12 noon, and as a further mark of respect to the memory of the late Representative Adam Benjamin, Jr., in accordance with S. Res. 457, recessed at 3:21 p.m., until 11 a.m., on Thursday, September 9, 1982. (For Senate schedule, see remarks of Senator Baker in today's Record on page 22797.)

## *Committee Meetings*

### OUTER CONTINENTAL SHELF LEASING PROGRAM

*Committee on Energy and Natural Resources:* Subcommittee on Energy Conservation and Supply concluded hearings on the Department of the Interior's 5-year Outer Continental Shelf oil and gas leasing program, after receiving testimony from James G. Watt, Secretary of the Interior.

### STUDENT LOAN ASSISTANCE

*Committee on Labor and Human Resources:* Committee approved for reporting with amendments S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae).

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 13 public bills, H.R. 7058–7070; 1 private bill, H.R. 7071; and 3 resolutions, H. Con. Res. 402, and H. Res. 579 and 580 were introduced.

Page 22912

**Bills Reported:** Reports were filed as follows:

H.R. 6520, to transfer the authority of the Secretary of Transportation under the Act commonly known as the Truman-Hobbs Act to the Secretary of the Army, amended (H. Rept. 97–787);

H.R. 6580, Sailing School Vessels Act of 1982, amended (H. Rept. 97–788);

H.R. 6804, to provide subsistence allowances for members of the Coast Guard officer candidate program, amended (H. Rept. 97–789);

H.R. 6813, to amend the Federal Boat Safety Act of 1971, amended (H. Rept. 97–790);

H.R. 6457, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to the National Institutes of Health and the national research institutes, amended (H. Rept. 97–791; foregoing reports filed on August 23);

Conference report on S. 923, to amend chapter 207 of title 18, United States Code, relating to pretrial services (H. Rept. 97–792);

H.R. 6355, to make technical corrections in health and other laws amended by the Omnibus Budget Reconciliation Act of 1981, amended (H. Rept. 97–793);

H.R. 6056, to make technical corrections related to the Economic Recovery Tax Act of 1981, the Crude Oil Windfall Profit Tax Act of 1980, and the Installment Sales Revision Act of 1980, amended (H. Rept. 97–794); and

Report entitled "Research Programs Conducted by the Nuclear Regulatory Commission" (H. Rept. 97–795).

Page 22912

**Journal:** By a yea-and-nay vote of 268 yeas to 17 nays with 4 voting "present", Roll No. 306, the House approved the Journal for the legislative day of August 19, 1982.

Page 22842

**Condolence Resolution:** House agreed to H. Res. 579, expressing the condolences of the House on the death of Representative Benjamin.

Page 22851

**Resignation:** Read a letter from Representative Richmond dated August 25, 1982 wherein he resigns as a Representative of the 14th Congressional District of New York.

Page 22856

**Presidential Veto Message—Supplemental Appropriations:** Read a message from the President wherein he announced his veto of H.R. 6863, making supplemental appropriations for the fiscal year ending September 30, 1982, and explained his reasons therefor—ordered printed (H. Doc. 97–231).

Subsequently, agreed that further consideration of the veto message be postponed until Thursday, September 9.

Page 22857

**Virgin Islands Nonimmigrant Aliens:** House cleared for the President H.R. 3517, to authorize the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands of the United States; by agreeing to the Senate amendment thereto.

Page 22857

**Resource Conservation and Recovery:** By a yea-and-nay vote of 317 yeas to 32 nays, Roll No. 311, the House passed H.R. 6307, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1983 and 1984.

Agreed to:

An amendment in the nature of a substitute that makes sundry technical and clarifying changes in the original bill and incorporates the Public Works Committee amendments;

An amendment to the substitute that permits land owned by a State or municipality on which hazardous waste was deposited by another entity to qualify for a 90 percent share of clean-up costs under the Superfund program;

An amendment to the substitute that increases felony penalties under RCRA from 2 years in prison to 5 years and increases the law's felony penalty to 10 years; and

An amendment, as modified, to the substitute that clarifies language in the Solid Waste Disposal Act relating to the power of courts to award costs or fees.

Rejected the following amendments to the substitute:

An amendment that sought to strike provisions which apply RCRA regulations to small quantity generators and to require the EPA to study and report to Congress on the advisability of applying regulations to operations generating less than 1,000 kilograms a month (rejected by a recorded vote of 148 ayes to 183 noes with 1 voting "present", Roll No. 308); and

An amendment that sought to strike language preserving the rights of litigants under any statute of common law (rejected by a recorded vote of 85 ayes to 255 noes, Roll No. 310).

The Clerk was authorized to correct section numbers, punctuation, page and line numbers, cross references, and to make such other technical and conforming changes as may be necessary in the engrossment of the bill.

H. Res. 545, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 22858

**Buffalo Bill Dam:** House disagreed to the Senate amendment to the House amendment to S. 1409, to authorize the Secretary of the Interior to construct, operate, and maintain modifications of the existing Buffalo Bill Dam and Reservoir, Shoshone project, Pick-Sloan Missouri Basin program, Wyoming; and agreed to a conference. Appointed as conferees: Representatives Udall, Kazen, Phillip Burton, Seiberling, Miller of California, Coelho, Lujan, Clausen, and Pashayan.

Page 22893

**Intelligence Authorization:** House agreed to the conference report on H.R. 6068, to authorize appropriations for fiscal year 1983 for intelligence and intelligence-related activities of the United States Government for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System, and to authorize supplemental appropriations for fiscal year 1982 for the intelligence and intelligence-related activities of the United States Government—clearing the measure for Senate action.

Page 22894

**Presidential Messages:** Read the following messages from the President:

*Rescission and deferrals:* Message reporting a proposal to rescind $2.3 million, a deferral of $2.7 million, and revisions to two deferrals previously reported increasing the amounts deferred by $4.8 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 97-232);

*East-West trade:* Message transmitting the East-West Trade Report for 1981—referred to the Committee on Ways and Means;

*Space and aeronautics:* Message transmitting the Nation's progress in space and aeronautics during 1981—referred to the Committee on Science and Technology;

*Nuclear Regulatory Commission:* Message transmitting the seventh annual report of the Nuclear Regulatory Commission—referred to the Committee on Interior and Insular Affairs and the Committee on Energy and Commerce;

*Council on the Aging:* Message transmitting the 1981 annual report of the Federal Council on the Aging—referred to the Committee on Education and Labor;

*Federal pay comparability:* Message submitting an Alternative Plan for a 4-percent increase in Federal white collar pay this October—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97-233);

*Rehabilitation:* Message transmitting a report covering 1981 activities supported under the Rehabilitation Act of 1973—referred to the Committee on Education and Labor; and

*Merit Pay System:* Message transmitting a report on agencies and units of agencies excluded from the Federal Merit Pay System—referred to the Committee on Post Office and Civil Service.

Page 22896

**Referrals:** Ten Senate-passed measures were referred to the appropriate House committees.

Page 22907

**Adjournment:** Met at noon and, pursuant to the provisions of H. Res. 579, adjourned at 6:05 p.m. as a further mark of respect to the memory of the late Representative Benjamin.

## *Committee Meetings*

### RETAIL DEALERS' AGREEMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism held a hearing on H.R. 4009, Retail Dealers' Agreement

Act. Testimony was heard from Tom Campbell, Director, Bureau of Competition, FTC and public witnesses.

## LATIN AMERICA AND THE CARIBBEAN

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on Population and Development in Latin America and the Caribbean. Testimony was heard from Marshal Brown, Deputy Assistant Administrator for Latin America and the Caribbean, AID and public witnesses.

## NUCLEAR NON-PROLIFERATION ACT AMENDMENTS

*Committee on Foreign Affairs:* Subcommittee on International Security and the Scientific Affairs and the Subcommittee on International Economic Policy and Trade held a hearing on H.R. 6032, Nuclear Nonproliferation Policy Act of 1982 and H.R. 6318, Nuclear Non-Proliferation Amendments of 1982. Testimony was heard from Representative Ottinger; W. Kenneth Davis, Deputy Secretary, Department of Energy; James B. Devine, Deputy Assistant Secretary for Nuclear Energy and Energy Technology, Department of State; Archelaus Turrentine, Deputy Assistant Director, Bureau of Nuclear and Weapons Control, Arms Control and Disarmament Agency and William Dircks, Executive Director for Operations, NRC.

## YOUNG AND OLD: GENERATIONS AT THE CROSSROADS

*Select Committee on Aging:* Held a hearing on Young and Old: Generations at the Crossroads. Testimony was heard from public witnesses.

# Résumé of Congressional Activity

## SECOND SESSION OF NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through August 31, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 108 | 106 | . . |
| Time in session | 769 hrs., 20′ | 492 hrs., 13′ | . . |
| Congressional Record: | | | |
| Pages of proceedings | 11,132 | 6,730 | . . |
| Extension of Remarks | . . | . . | 4,048 |
| Public bills enacted into law | 50 | 47 | 97 |
| Private bills enacted into law | 2 | 23 | 25 |
| Bills in conference | 8 | 10 | . . |
| Bills through conference | 4 | 6 | . . |
| Measures passed, total | 366 | 335 | 701 |
| Senate bills | 114 | 43 | . . |
| House bills | 72 | 127 | . . |
| Senate joint resolutions | 41 | 21 | . . |
| House joint resolutions | 22 | 27 | . . |
| Senate concurrent resolutions | 18 | 10 | . . |
| House concurrent resolutions | 15 | 23 | . . |
| Simple resolutions | 84 | 84 | . . |
| Measures reported, total | *357 | *329 | 686 |
| Senate bills | 170 | 16 | . . |
| House bills | 38 | 212 | . . |
| Senate joint resolutions | 36 | 1 | . . |
| House joint resolutions | 3 | 11 | . . |
| Senate concurrent resolutions | 12 | 1 | . . |
| House concurrent resolutions | 4 | 6 | . . |
| Simple resolutions | 84 | 82 | . . |
| Special reports | 6 | 26 | . . |
| Conference reports | 4 | 17 | . . |
| Measures pending on calendar | 137 | 140 | . . |
| Measures introduced, total | 1,211 | 2,387 | 3,598 |
| Bills | 873 | 1,751 | |
| Joint resolutions | 101 | 208 | |
| Concurrent resolutions | 59 | 159 | |
| Simple resolutions | 178 | 269 | . . |
| Quorum calls | 44 | 14 | . . |
| Yea-and-nay votes | 339 | 185 | . . |
| Recorded votes | . . | 106 | . . |
| Bills vetoed | 1 | 4 | 5 |
| Vetoes overridden | 1 | 1 | 2 |

*These figures include all measures reported, even if there was no accompanying report. A total of 228 reports have been filed in the Senate, a total of 372 have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through August 31, 1982

Army nominations, totaling 29,165, disposed of as follows:

| | |
|---|---|
| Confirmed | 29,164 |
| Withdrawn | 1 |

Navy nominations, totaling 20,473 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 20,473 |

Air Force nominations, totaling 10,607 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 6,818 |
| Unconfirmed | 3,789 |

Marine Corps nominations, totaling 2,481, disposed of as follows:

| | |
|---|---|
| Confirmed | 2,282 |
| Unconfirmed | 199 |

Civilian nominations, totaling 2,898 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 2,224 |
| Unconfirmed | 656 |
| Withdrawn | 10 |
| Superseded by 1982 renomination confirmations | 8 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session) | 65,624 |
| Total confirmed | 60,961 |
| Total unconfirmed | 4,644 |
| Total withdrawn | 11 |
| Total superseded by 1982 renomination confirmations | 8 |

## *Thursday, September 9, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 23303–23100*

**Bills Introduced:** Ten bills and two resolutions were introduced, as follows: S. 2880–2889, S.J. Res. 239, and S. Res. 458.
Page 23063

**Bills Reported:** Reports were made as follows:

H.R. 4476, authorizing funds through fiscal year 1986 for the Administrative Conference of the United States.

S. 2880, appropriating funds for fiscal year 1983 for the Department of Housing and Urban Affairs and certain independent agencies (S. Rept. No. 97–537).

S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae), with an amendment in the nature of a substitute (S. Rept. No. 97–538).

S. 2405, providing for certain lands in New Mexico to be included in the Cibola National Forest System and into the existing Sandia Wilderness, with an amendment in the nature of a substitute (S. Rept. No. 97–539).
Page 23063

### Measure Passed

*Recognition of the Red Shield of David of the Magen David Adom:* Senate agreed to S. Res. 367, expressing the sense of the Senate with respect to recognition of the Red Shield of David of the Magen David Adom by the International Committee on the Red Cross, after agreeing to a committee amendment in the nature of a substitute.
Page 23096

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:
Page 23089

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.
Page 23090

By 41 yeas to 47 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), perfecting, to protect unborn human beings.
Page 23092

A second motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), was filed and, by unanimous consent, a vote on such cloture motion will occur on Monday, September 13, at 4 p.m., with the required quorum call having been waived.
Page 23098

By unanimous consent, no tabling motion on the joint resolution or any amendments thereto will be in order before the vote on cloture on Monday, September 13.
Page 23099

Senate will resume consideration of the joint resolution and amendments thereto on Friday, September 10.

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President appointed Senators Mathias (Chairman), Tower, Percy, Stevens, Roth, McClure, Andrews, Mattingly, Murkowski, Specter, Pell (Vice Chairman), Jackson, Hollings, Eagleton, Nunn, and Biden as delegates to the North Atlantic Assembly meeting to be held in London, United Kingdom, on November 14–19, 1982.
Page 23095

**Nominations:** Senate received the following nominations:

Raymond L. Acosta, to be U.S. District Judge for the District of Puerto Rico.

Rita M. Rodriguez, of Massachusetts, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Arthur F. Van Court, to be U.S. Marshal for the Eastern District of California.

3 Navy nominations in the rank of Admiral.

1 Air force nomination in the rank of General.
Page 23099

| | |
|---|---|
| Messages From the President: | Page 23058 |
| Messages From the House: | Page 23058 |
| Communications: | Page 23058 |
| Statements on Introduced Bills: | Page 23063 |
| Amendments Submitted for Printing: | Page 23071 |
| Notices of Hearings: | Page 23071 |
| Committee Authority To Meet: | Page 23071 |
| Additional Statements: | Page 23071 |
| Nominations: | Page 23099 |

**Record Vote:** 1 Record Vote was taken today. (Total—340)

Pages 23091-23092

**Recess:** Senate convened at 11 a.m., and recessed at 5:07 p.m., until 10 a.m., on Friday, September 10, 1982. (For Senate's program, see remarks of Senator BAKER in today's Record on page 23099.)

## *Committee Meetings*

### UNIFORM CODE OF MILITARY JUSTICE

*Committee on Armed Services:* Subcommittee on Manpower and Personnel held hearings on S. 2521, revising certain trial and appellate procedures under the Uniform Code of Military Justice, receiving testimony from William H. Taft, IV, General Counsel, Department of Defense; Major General Hugh J. Clausen, Judge Advocate General of the Army; Major General T. B. Bruton, Judge Advocate General of the Air Force; Rear Admiral John S. Jenkins, Judge Advocate General of the Navy; Brig. General William H. J. Tiernan, Judge Advocate of the Marine Corps; and Rear Admiral Edwin Daniels, Chief Counsel, U.S. Coast Guard.

Hearings were recessed subject to call.

### RADIO BROADCASTING TO CUBA/ CARIBBEAN BASIN INITIATIVE

*Committee on Foreign Relations:* Committee ordered favorably reported the following bills:

H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba, with amendments; and

An original bill authorizing funds for economic assistance and development for countries in the Caribbean Basin region.

### PLUTONIUM

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded oversight hearings on U.S. policy toward the use of plutonium in nuclear fuel supplied to foreign countries, after receiving testimony from Richard T. Kennedy, Under Secretary of State for Management; and Kenneth Davis, Deputy Secretary of Energy.

### MERGERS-ANTITRUST LAWS

*Committee on Small Business:* Committee held joint hearings with the Committee on Appropriation's Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies on the Justice Department's merger guidelines and its enforcement of antitrust laws, receiving testimony from Senator Metzenbaum; William F. Baxter, Assistant Attorney General, Anti-Trust Division, Department of Justice; Eliot Janeway, Janeway Publishing and Research Corporation, New York City; Ed Walter, Compumart Corporation, Cambridge, Massachusetts; and Thomas A. Mauro and Paul Seifert, both on behalf of the Small Business Legislative Council, Washington, D.C.

Hearings were recessed subject to call.

### PACEMAKER INDUSTRY

*Special Committee on Aging:* Committee met in closed session to discuss alleged fraud, waste and abuse in the medicare pacemaker industry, but made no announcements.

Committee will hold open hearings on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 18 public bills, H.R. 7072–7089; and 5 resolutions, H.J. Res. 589–591, and H. Con. Res. 403 and 404 were introduced.

Page 23024

**Bills Reported:** Reports were filed as follows:

H.R. 5858, a private bill, amended (H. Rept. 97–796);

Report entitled "Allocation of Budget Totals to Subcommittee Under the First Concurrent Budget Resolution for Fiscal Year 1983" by the Committee on Armed Services (H. Rept. 97–797);

H.R. 5658, to provide Federal grants to assist elementary and secondary schools to carry on programs to teach the principles of citizenship, amended (H. Rept. 97–798);

H.R. 6794, to amend title 38, United States Code, to improve job training and job placement programs and educational assistance programs for veterans, amended (H. 97–799);

H.R. 7072, making appropriations for Agriculture, Rural Development and Related Agencies programs for the fiscal year ending September 30, 1983 (H. Rept. 97–800); and

H.R. 7073, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1983 (H. Rept. 97–801).

Page 23023

**Journal:** By a yea-and-nay vote of 344 yeas to 20 nays with 5 voting "present", Roll No. 312, the House approved the Journal of Wednesday, September 8.

Page 22944

**Committee to Sit:** Objection was heard to the request that the Committee on Energy and Commerce be permitted to sit today during the proceedings of the House under the 5-minute rule.

Page 22953

**Farm and Rural Development:** By a yea-and-nay vote of 372 yeas to 39 nays, Roll No. 314, the House passed H.R. 5831, to provide lending limits for fiscal years 1983, 1984, and 1985 for programs under the Consolidated Farm and Rural Development Act.

By a yea-and-nay vote of 381 yeas with 2 voting "present", Roll No. 313, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment, as amended by:

An amendment that requires the FmHA, in its disposition of land acquired through foreclosure, give priority for purchase to people who would farm the land, rather than develop it;

An amendment that permits a postponement of a FmHA loan payment of a business and industrial loan in the case of extenuating circumstances;

An amendment that changes the requirement that communities seeking loans and grants for water and waste disposal facilities demonstrate financial need to a requirement that the communities demonstrate that credit could not be obtained elsewhere;

An amendment that divides the deferral provisions of the bill applying the notification and appeal of deferrals to both existing provisions of law and those of the new language of the bill;

An amendment, as amended, that provides for 5 per cent loans to communities for fire fighting and rescue equipment if that community also qualifies for the 5 per cent health and sanitary facility loans;

An amendment that permits farmers buying the operations of other farmers with economic emergency loans to assume the loans at the original rate;

An amendment that requires the FmHA to notify applicants for operating and ownership loans of the existence of the limited resource loan program;

An amendment that mandates the use of the economic emergency loan program, retaining the $600 million cap, and extending the program through fiscal year 1983; and

An amendment, as amended, that expresses the sense of Congress encouraging the Department of Agriculture to assist and promote the development of agricultural commodities into alcohol or hydrocarbons for fuel and food byproducts through the business and industrial loan program.

An amendment was withdrawn that sought to require the Secretary of Agriculture to obtain recommendations to fill vacancies on the FmHA county committee from the board of county commissioners in the state, or the state equivalent of the board of county commissioners.

Agreed to amend the title.

Page 22954

**Late Reports:** Committee on the Judiciary received permission to have until 5 p.m., Friday, September 10, to file a report on H.R. 6946, The False Identification Act of 1982; Committee on Appropriations received permission to have until midnight tonight to file reports on H.R. 7072, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1983, and on H.R. 7073, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1983.

Page 28977

**Supplemental Appropriations:** By a yea-and-nay vote of 301 yeas to 117 nays, Roll No. 316, the House voted to override the President's veto of H.R. 6863, making supplemental appropriations for the fiscal year ending September 30, 1982.

Page 28977

**Funeral Committee:** Pursuant to H. Res. 579, the Speaker appointed as members of the Funeral Committee of the late Representative Adam Benjamin, Jr., the following Members on the part of the House: Representatives Hamilton, Wright, Michel, Myers, Hillis, Jacobs, Evans of Indiana, Fithian, Sharp, Deckard, Coats, Hiler, Boland, Derwinski, Rostenkowski, Smith of Iowa, Ford of Michigan, Bevill, Coughlin, Stokes, Obey, Young of Florida, Burgener, Jones of Oklahoma, Lehman, O'Brien, Murtha, Traxler, Mineta, Russo, Solarz, Markey, Glickman, Mikulski, Panetta, Pursell, Rahall, Dannemeyer, Donnelly, Fazio, Gray, Lewis, Sabo, Sensenbrenner, and Washington.

Page 23003

**Madison Building Authorization:** By a yea-and-nay vote of 188 yeas to 186 nays, Roll No. 319, the House passed H.R. 6666, to amend the joint resolution of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building.

By a yea-and-nay vote of 343 yeas to 12 nays, Roll No. 318, the House agreed to resolve itself into the Committee on the Whole.

Agreed to an amendment that reduces the authorization by $385,000.

H. Res. 556, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 365 yeas to 21 nays, Roll No. 317.

Page 23004

**Insular Areas Authorization:** House agreed, with an amendment, to the Senate amendment to H.R. 5139, to authorize appropriations for certain insular areas of the United States—returning the measure to the Senate.

Page 23008

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of September 15.

Page 23015

**Adjournment:** Met at 10 a.m. and adjourned at 6:34 p.m.

# *Committee Meetings*

## AGRICULTURE AND LEGISLATIVE BRANCH APPROPRIATIONS

*Committee on Appropriations:* Ordered reported H.R. 7072, making appropriations for Agriculture, and Rural Development and Related Agencies programs for the fiscal year ending September 30, 1983 and H.R. 7073, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1983.

## ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development approved for full Committee action the fiscal year 1983 Energy and Water Development appropriations bill.

## AGE DISCRIMINATION IN EMPLOYMENT ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Employment Opportunities held a hearing on H.R. 6576, to amend the Age Discrimination in Employment Act of 1967 to eliminate mandatory retirement and other forms of age discrimination in employment. Testimony was heard from Malcolm Lovell, Under Secretary of Labor and public witnesses.

## OVERSIGHT—MANVILLE CORPORATION AND UNR INDUSTRIES BANKRUPTCIES

*Committee on Education and Labor:* Subcommittee on Labor Standards held an oversight hearing on the Manville Corporation and UNR Industries Bankruptcies, and their impact on occupational disease compensation legislation. Testimony was heard from J. Paul McGrath, Assistant Attorney General, Civil Division, Department of Justice and public witnesses.

## FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 5133, Fair Practices in Automotive Products Act.

On September 9, the Committee began markup of H.R. 5133.

Will continue September 15.

## MIDDLE EAST SITUATION AND THE PRESIDENT'S PEACE PROPOSAL

*Committee on Foreign Affairs:* Held a hearing on the Situation in the Middle East and the President's Peace Proposal. Testimony was heard from George P. Shultz, Secretary of State.

## OVERSIGHT

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources held an oversight hearing on Army Corps of Engineers: The North Haven (Conn.) Mall. Testimony was heard from Curtis Clark, Energy and Regulatory Policy Adviser, Army Corps of Engineers; Biagio DiLieto and public witnesses.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held an oversight hearing on Public Law 95-87, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from James R. Harris, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior; Dave Callahan, Director, Department of Natural Resources, State of West Virginia.

Hearings continue tomorrow.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended S. 1872, to amend the Act establishing the Capitol Reef National Park in the State of Utah to provide for a grazing phaseout schedule.

The Subcommittee also began markup of H.R. 5976, to provide for the development of a comprehensive program for the evaluation and management of the natural and cultural resources of the national park system.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on Civil Rights Implications of Block Grant Programs. Testimony was heard from public witnesses.

## PROTECTION FOR WITNESSES IN CRIMINAL PROCEEDINGS

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 7039, to amend title 18, United States Code, to provide for the protection of Government witnesses in criminal proceedings, to establish a U.S. Marshals Service. Testimony was heard from Representative Smith of Nebraska; William J. Anderson, Director, General Government Division, GAO and a public witness.

Hearings continue tomorrow.

## PENALTIES FOR CRIMES AGAINST U.S. OFFICIALS

*Committee on the Judiciary:* Subcommittee on Crime approved for full Committee action as amended S. 907, to amend sections 351 and 1751 of title 18 of the United States Code to provide penalties for crimes against Cabinet officers, Supreme Court Justices, and Presidential staff members.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice.

### FEDERAL INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Justice concluded hearings on H.R. 6783, to modify the insanity defense in the Federal courts, and related bills. Testimony was heard from Dennis Roberts, Attorney General, State of Rhode Island; George Gekis, Chairman, Senate Judiciary Committee, State of Pennsylvania and public witnesses.

### CLAYTON ACT AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 1242, to provide for contribution of damages attributable to an agreement by two or more persons to fix, maintain, or stabilize prices under section 4, 4A, or 4C of the Clayton Act, and similar legislation. Testimony was heard from public witnesses.

### FEDERAL ANTITRUST ENFORCEMENT POLICIES

*Committee on Small Business:* Subcommittee on Antitrust and Restraint of Trade Activities Affecting Small Business held a hearing on Federal Enforcement Policies regarding the Robinson-Patman Act. Testimony was heard from Thomas Campbell, Director, Bureau of Competition, FTC; William F. Baxter, Assistant Attorney General for Antitrust, Department of Justice and public witnesses.

## *Joint Meeting*

### JOB TRAINING ASSISTANCE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment and training assistance, but did not complete action thereon, and will meet again on Wednesday, September 15.

◆ ◆ ◆

## *Friday, September 10, 1982*

## Senate

### *Chamber Action*

*Routine Proceedings, pages 23138–23223*

**Bills Introduced:** Ten bills and four resolutions were introduced, as follows: S. 2890–2899, S.J. Res. 240–242, and S. Res. 459

Page 23183

**Bills Reported:** Reports were made as follows:

H.R. 1029, authorizing the Secretary of Commerce to settle claims not exceeding $2,500 for damages caused by acts of the National Oceanic and Atmospheric Administration.

H.R. 3835, a private relief bill.

Special Report on Budget Allocations of the Committee on Environment and Public Works. (S. Rept. No. 97–540)

S. 2899, authorizing funds for economic assistance and development for countries in the Caribbean Basin region. (S. Rept. No. 97–541)

S. 1999, providing for the establishment of the Wolf Trap Farm Park, Fairfax County, Virginia, and authorizing funds for certain activities of the Wolf Trap Foundation for the Performing Arts, with an amendment in the nature of a substitute. (S. Rept. No. 97–542)

S. Res. 459, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1999. Referred to the Committee on the Budget.

Page 23183

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and amendments proposed thereto.

Senate will continue consideration of the joint resolution and amendments proposed thereto on Monday, September 13, with a vote on a motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), beginning at 4 p.m., with the required quorum call having been waived.

Page 23166

**Veto—Supplemental Appropriations, 1982:** By 60 yeas to 30 nays, two-thirds of the Senators present and voting having voted in the affirmative, H.R. 6863, appropriating supplemental funds for fiscal year ending September 30, 1982, for the Federal Government, upon reconsideration, was passed, the veto of the President notwithstanding.

Page 23148

**Intelligence Authorizations, 1983—Conference Report:** Senate agreed to the conference report on H.R. 6068, authorizing funds for the U.S. Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, and supplemental funds for fiscal year ending September 30, 1982, for the intelligence community.

Page 23222

**Confirmations:** Senate confirmed the following nominations:

Edward A. Knapp, of New Mexico, to be an Assistant Director of the National Science Foundation.

Frank J. Donatelli, of Virginia, and Edward Sulzberger, of New York, each to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

Page 23223

**Presidential Messages:** Senate received the following messages from the President:

On August 26, during the adjournment of the Senate:

Submitting an alternate plan for a 4-percent increase in Federal white collar pay this October in lieu of the 18.47 percent increase indicated under current comparability calculation methods. Referred to the Committee on Governmental Affairs. (PM-170)

On September 1, during the adjournment of the Senate:

(1) Transmitting a report on exclusion of certain pay provisions under the Merit Pay System. Referred to the Committee on Governmental Affairs. (PM-171)

(2) Transmitting by the Department of Education covering activities in fiscal year 1981 under the Rehabilitation Act of 1973, as amended. Referred to the Committee on Labor and Human Resources. (PM-172)

Page 23181

**Messages From the President:** Page 23181

**Messages From the House:** Page 23181

**Communications:** Page 23181

**Statements on Introduced Bills:** Page 23183

**Amendments Submitted for Printing:** Page 23191

**Notices of Hearings:** Page 23198

**Additional Statements:** Page 23198

**Confirmations:** Page 23223

**Record Votes:** One Record Vote was taken today. (Total—341) Page 23166

**Recess:** Senate convened at 10 a.m., and recessed at 2:05 p.m., until 12 Noon, on Monday, September 13, 1982.

## *Committee Meetings*

### SIMPLIFICATION OF TAX RULES

*Committee on Finance:* Committee concluded hearings on S. 2350, allowing taxpayers to choose to conduct their business in corporate or noncorporate form based solely upon business reasons, after receiving testimony from David Glickman, Deputy Assistant Secretary of the Treasury for Tax Policy; Bernard Aidinoff, on behalf of the American Bar Association, William T. Diss, on behalf of the American Institute of Certified Public Accountants, Donald C. Alexander, on behalf of the Chamber of Commerce of the United States, James D. McKevitt, on behalf of the National Federation of Independent Business, and Walter B. Stults, representing the National Association of Small Business Investment Companies, all of Washington, D.C.; Lanier Frantz, Graham-White Manufacturing Company, Salem, Virginia; and Howard Lyman, Great Falls, Montana.

### MIDDLE EAST

*Committee on Foreign Relations:* Committee resumed hearings on the current situation in the Middle East, receiving testimony from George P. Shultz, Secretary of State; Nicholas A. Veliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs; and Richard Fairbanks, Special Negotiator for Middle East Autonomy.

Hearings were recessed subject to call.

### MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Committee approved for reporting the following bills:

H.R. 1029, authorizing the Secretary of Commerce to settle claims not exceeding $2,500 for damages caused by acts of the National Oceanic and Atmospheric Administration; and

H.R. 3835, a private relief bill.

### PACEMAKER INDUSTRY

*Special Committee on Aging:* Committee held hearings on alleged fraud, waste and abuse in the pacemaker industry, focusing on the costs associated with the use of pacemakers under Medicare, receiving testimony from Madeline Garman, Sarasota, Florida; Brendan Phibbs, Kino Hospital, and Edna L. Alderman, both of Tucson, Arizona; Howard Hofferman, Denver, Colorado; J. Richard Stanley, Houston, Texas; Seymour Furman, Montefiore Hospital and Medical Center, New York City; Mark Blum, Colorado Springs, Colorado; Peter R. Kowey, Medical College of Pennsylvania, Philadelphia; Whitney A. McFarlin, Medtronic, Inc., Minneapolis, Minnesota; and Russell Chambers, Intermedics, Freeport, Texas.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Monday, September 13.

## *Committee Meetings*

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment concluded oversight hearings on Public Law 95-87, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from James R. Harris, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior and public witnesses.

### PROTECTION FOR WITNESSES IN CRIMINAL PROCEEDINGS

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 7039, to amend title 18, United States Code, to provide for the protection of Government witnesses in criminal proceedings, to establish a U.S. Marshals Service. Testimony was heard from Charles E. Wiggins, representing the Judiciary Conference of the United States and Rudolph W. Giuliani, Associate Attorney General, Department of Justice.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, September 13, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 23224–23261*

**Bills Introduced:** Two bills and five resolutions were introduced, as follows: S. 2900–2901, S.J. Res. 243–244, S. Con. Res. 119, and S. Res. 460–461.

Page 23236

**Bills Reported:** Reports were made as follows:

S. Res. 460, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2899, authorizing funds for economic assistance and development for countries in the Caribbean Basin region. Referred to the Committee on the Budget.

S. Res. 461, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1562, providing comprehensive national policy dealing with national needs and objectives in the Arctic. Referred to the Committee on the Budget.

Special Report on Budget Allocations of the Committee on Finance. (S. Rept. No. 97–543)

Page 23236

**Measures Passed:**

*National Poetry Day:* Senate passed S.J. Res. 243, authorizing and requesting the President to designate October 15, 1982, as "National Poetry Day."

Page 23225

*Private Relief:* Senate passed H.R. 3835, for the relief of Rutherford K. Clarke and his wife Ida T. Clarke.

Page 23260

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 23253

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

Page 23253

By 45 yeas to 35 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), perfecting, to protect unborn human beings.

Page 23255

A third motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031) was filed, and, by unanimous consent, a vote on such cloture motion will occur on Wednesday, September 15, at 5 p.m., with the required quorum call having been waived.

Page 23260

**Executive Report:** Senate received the following Executive Report:

Treaty Doc. 97–19, Constitution of the United Nations Industrial Development Organization (UNIDO), which was signed for the United States at New York, on January 17, 1980, with understandings. (Ex. Rept. No. 97–59).

Page 23236

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting a draft of proposed legislation to designate additional rivers as components of the National Wild and Scenic Rivers System. Referred to the Committee on Energy and Natural Resources. (PM–173)

(2) Transmitting a draft of proposed legislation to reform the use of the insanity defense in Federal criminal cases, to ensure the admissibility of evidence when obtained by law enforcement authori-

ties acting in good faith, and to define circumstances justifying Federal intervention in State criminal proceedings. Referred to the Committee on the Judiciary. (PM–174)

Page 23234

**Nominations:** Senate received the following nominations:

Robert B. Oakley, of Louisiana, to be Ambassador to the Somali Democratic Republic.

Richard V. Backley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

Charles E. Hess, of California, John H. Moore, of California, Norman C. Rasmussen, of Massachusetts, and Roland W. Schmitt, of New York, each to be a Member of the National Science Board, National Science Foundation.

Wendy H. Borscherdt, of California, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education.

Routine lists of nominations in the Foreign Service, Army, Navy, and Air Force. Page 23261

**Messages From the President:** Page 23234

**Messages From the House:** Page 23236

**Measures Referred:** Page 23236

**Measures Ordered Placed on Calendar:** Page 23236

**Statements on Introduced Bills:** Page 23236

**Amendments Submitted for Printing:** Page 23239

**Notices of Hearings:** Page 23240

**Committee Authority to Meet:** Page 23240

**Additional Statements:** Page 23241

**Nominations:** Page 23261

**Record Votes:** One Record Vote was taken today. (Total—342)

Page 23255

**Recess:** Senate convened at 12 Noon, and recessed at 5:25 p.m., until 10:30 a.m., on Tuesday, September 14, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 23261).

## *Committee Meetings*

### APPROPRIATIONS—TRANSPORTATION

*Committee on Appropriations:* Subcommittee on Transportation and Related Agencies approved for full committee consideration the substance of H.R. 7019, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies (pending on House calendar).

### APPROPRIATIONS—TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration proposed legislation appropriating funds for fiscal year 1983 for the Department of the Treasury, the U.S. Postal Service, and general government programs.

### U.S. TERRITORIES

*Committee on Energy and Natural Resources:* Committee concluded hearings on S. 2088, requiring citizens of the Northern Mariana Islands to be treated as U.S. citizens for purposes of specified Federal statutes, S. 2089, declaring that the Northern Mariana Islands shall not be considered a foreign country for purposes of the tort claims procedure provisions of the Federal Tort Claims Act, S. 2090, exempting the Northern Mariana Islands from the application of the Clean Air Act, S. 2632, authorizing American Samoa to issue bonds and other obligations and to exempt such bonds from taxation, S. 2633, transferring specified functions, powers, and duties from the government comptrollers for the insular areas to the Inspector General of the Department of the Interior, in order to establish an organization to maintain independent audit oversight of their governments, S. 2729, amending or repealing certain provisions of the Organic Acts application to the Virgin Islands, and S. 2888, directing the President to prepare and submit an annual report on the state of the insular areas to Congress, after receiving testimony from Delegates Won Pat, de Lugo, and Sunia; Edward Pangelinan, representative to the United States for the Commonwealth of the Northern Mariana Islands; Governor Juan Luis, Charlotte Amalie, St. Thomas, Virgin Islands; George L. Egan, Associate Director for Accounting and Financial Management Division, General Accounting Office; Pedro Sanjuan, Assistant Secretary of the Interior for Territorial and International Affairs; Larry L. Simms, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Richard Mulberry, Inspector General, Department of the Interior; Leland E. Modesitt, Director, Office of Legislation, Environmental Protection Agency; and James A. Joseph and Daniel H. MacMeekin, both of the Northern Mariana Islands Commission on Federal Laws, and Epel Ilon, Micronesian Washington Office, all of Washington, D.C.

### AUTHORIZATIONS—REFUGEE ASSISTANCE

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy concluded hearings on H.R. 5879, authorizing funds for fiscal year 1983 for refugee assistance programs, after receiving testimony from Senator Hawkins; Ambassador Eugene H. Douglas, U.S. Coordinator for Refugee Affairs, and Richard D. Vine, Director, Bureau for Refugee Programs, both of the Department of State; Phillip

N. Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services; Alan C. Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; Robert A. Peterson, Senior Associate Director, Human Resources Division, General Accounting Office; Susan Forbes, Refugee Policy Group, Le Xuan Khoa, Council of Southern Asian Refugees, David North, New TransCentury Foundation, and Barry Van Lare, on behalf of the National Governors' Association, all of Washington, D.C.; Charles Sternberg, International Rescue Committee, Wells Klein, American Council of Voluntary Agencies for Foreign Service, Leonard Seidenman, Hebrew Immigration Aid Society, and Ingrid Walter, Lutheran Immigration and Refugee Service, all of New York City; Harvey Ruvin, Dade County, Florida, on behalf of the National Association of Counties; and Marion Woods and Paula Stark, both Michigan Refugee Coordinators, Lansing.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 2 public bills, H.R. 7090 and 7091; and 1 resolution, H.J. Res. 592, were introduced.

Page 23228

**Report Filed:** One report was filed as follows: H.R. 6946, False Identification Act of 1982, amended (H. Rept. 97-802, filed on September 10);

Page 23328

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

Page 23285

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Connecticut land:* H.R. 6422, amended, to direct the Secretary of Agriculture to release on behalf of the United States a reversionary interest in certain land previously conveyed to the State of Connecticut;

Page 23286

*Reserve Requirements Reform Act:* H.R. 6222, amended, to amend the Federal Reserve Act to exempt from reserve requirements a certain amount of the deposits and accounts of depository institutions; and

Page 23289

*Health Promotion authorization:* H.R. 6384, to extend title XVII of the Public Health Service Act.

Page 23324

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which the votes were postponed until Wednesday, September 15:

*Shipping Act:* H.R. 4374, amended, to improve the international ocean commerce transportation system of the United States; and

Page 23290

*Patent term restoration:* H.R. 6444, amended, to amend the patent law to restore the term of the patent grant for the period of time that nonpatent regulatory requirements prevent the marketing of a patented product.

Page 23316

**California Lands:** House agreed to Senate amendment No. 1 and disagreed to Senate amendments Nos. 2, 3, 4, 5, 6, and 7 to H.R. 2475, to modify a withdrawal of certain lands in Mono County, California to facilitate an exchange for certain other lands in Mono County, California—returning the bill to the Senate.

Page 23287

**Smithsonian Regent:** House passed and cleared for the President S.J. Res. 194, to provide for the appointment of Nancy Hanks as a citizen regent of the Board of Regents of the Smithsonian Institution.

Page 23288

**Oliver Wendell Holmes Devise:** House passed and cleared for the President S. 2582, to amend the Act to establish a Permanent Committee for the Oliver Wendell Holmes Devise.

Page 23288

**Presidential Messages:** Received and read the following messages from the President:

*Criminal Justice Reform Act:* Transmitting proposed legislation entitled the Criminal Justice Reform Act of 1982—referred to the Committee on the Judiciary and ordered printed (H. Doc. 97-234); and

*Wilderness lands and rivers:* Transmitting eight proposed additions to the National Wilderness and Scenic Rivers System and 3 additions to the National Wilderness Preservation System—referred to the Committee on Interior and Insular Affairs and ordered printed (H. Doc. 97-235).

Page 23326

**Adjournment:** Met at noon and adjourned at 2:22 p.m.

## *Committee Meetings*

### Critical Materials Act

*Committee on Armed Services:* Subcommittee on Seapower and Critical Materials held a hearing on H.R. 4281, Entitled "Critical Materials Act of 1981. Testimony was heard from Representative Glickman; Maj. Gen. Bennett L. Lewis, Executive Director, Federal Emergency Management Agency and Dr.

John D. Morgan, Chief Staff Officer, Bureau of Mines, Department of the Interior.

### DISPOSITION BY THE SEC OF CITICORP INVESTIGATIONS

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing into the disposition by the SEC of its Citicorp investigations and related enforcement and regulatory issues. Testimony was heard from the following officials of the SEC: David Doherty, Associate Director, Division of Enforcement and Thomas Von Stein, Attorney, and Stanley Sporkin, General Counsel, CIA.

Hearings continue September 17.

### WOLF TRAP FARM PARK ACT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended H.R. 6875, Wolf Trap Farm Park Act of 1982.

◆◆◆◆◆◆◆◆◆◆◆◆◆

# *Tuesday, September 14, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 23345–23439*

**Bills Introduced:** Six bills and two resolutions were introduced, as follows: S. 2902–2907, S.J. Res. 245, and S. Res. 462.

Page 23411

**Bills Reported:** Reports were made as follows:

S.J. Res. 97, designating the week beginning October 11, 1982, as "National Legal Secretaries' Court Observance Week," with an amendment.

S.J. Res. 174, designating October 16, 1982, as "World Food Day."

S.J. Res. 234, designating the week beginning February 21, 1983, as "National Patriotism Week."

S.J. Res. 235, proclaiming March 21, 1983, as "National Agriculture Day."

S.J. Res. 238, designating October 9, 1982, as "National Running and Fitness Day."

S.J. Res. 239, designating October 16, 1982, as "National Newspaper Carrier Appreciation Day."

S.J. Res. 241, designating the week of December 12 through 18, 1982, as "National Drunk and Drugged Driving Awareness Week."

Page 23411

**Measures Passed:**

*Veterans' Administrative Procedures and Judicial Review Act:* Senate passed S. 349, providing for limited judicial review of the administrative action of the Veterans' Administration, and for reasonable fees to attorneys representing legal counsel for veterans, after agreeing to a committee amendment in the nature of a substitute.

Page 23373

*Convention on the Physical Protection of Nuclear Material:* Senate passed H.R. 5228, amending title 18 of the U.S. Code to implement the Convention on the Physical Protection of Nuclear Material, after agreeing to Baker (for Thurmond) unprinted amendment No. 1261, changing the penalty provisions so as to grade conspiracy the same as the completed offense, rather than the five-year penalty applicable under the general conspiracy provisions of 18 U.S.C. 371.

S. 1446, Senate companion measure, was then indefinitely postponed.

Page 23388

*Omnibus Victims Protection Act of 1982:* Senate passed S. 2420, providing protection to victims and witnesses of crimes, after agreeing to committee amendment in the nature of a substitute, and Heinz-Laxalt unprinted amendment No. 1262, of a technical and clarifying nature.

Page 23391

*Franking Privileges:* Senate passed H.R. 1710, authorizing the use of the frank for official mail sent by the Law Revision Counsel of the House of Representatives.

Page 23404

*National Sewing Week:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 205, designating September 1982 as "National Sewing Month," and the measure was then passed.

Page 23404

**Indefinitely Postponed:** Senate indefinitely postponed S. 1814, providing for the rights of former spouses to military retirement pay and health care protection.

Page 23405

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and amendments proposed thereto.

Pages 23389, 23405

A fourth motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031) was filed, and, by unanimous consent, a vote on such motion will occur on Thursday, September 16, at 2 p.m., with the required quorum call having been waived.

Page 23438

Senate will continue consideration of the joint resolution and amendments proposed thereto on Wednesday, September 15. At 5 p.m., a vote will occur on a cloture motion on Helms Amendment

No. 2038 (to Helms modified Amendment No. 2031), with the required quorum call having been waived.

**Committee Authority:** The Committee on the Budget was authorized until the close of business on Wednesday, September 15, to report S. Res. 447, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1606, Electric Utility Nuclear Accident Cost Allocation Act.

Page 23405

**Treaty Received:** The injunction of secrecy was removed from the Tax Convention with Australia signed at Sydney on August 6, 1982 (Treaty Doc. No. 97–28) and transmitted to the Senate today. The treaty was considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 23438

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting the Eleventh Annual Report on the administration of the Federal Railroad Safety Act of 1970, which was referred to the Committee on Commerce, Science, and Transportation. (PM–175)

(2) Transmitting the Third Annual Report of the Federal Labor Relations Authority for Fiscal Year 1981, which was referred to the Committee on Governmental Affairs. (PM–176)

(3) Transmitting the Annual Report of the National Endowment for the Arts and the National Council on the Arts for Fiscal Year 1981, which was referred to the Committee on Labor and Human Resources. (PM–177)

(4) Transmitting the Fourth and Fifth Annual Reports of the Status of Health Information and Health Promotion, for periods of June 1980 through June 1981, and June 1981 through June 1982, which were referred to the Committee on Labor and Human Resources. (PM–178)

Page 23410

**Nominations:** Senate received the following nominations:

James C. Fox, to be U.S. District Judge for the Eastern District of North Carolina.

Martin S. Feldstein, of Massachusetts, to be a Member of the Council of Economic Advisers.

Page 23440

**Messages From the President:** Page 23410

**Messages From the House:** Page 23410

**Measures Referred:** Page 23410

**Measures Ordered Placed on Calendar:** Page 23410

**Communications:** Page 23411

**Statements on Introduced Bills:** Page 23412

**Amendments Submitted for Printing:** Page 23429

**Notices of Hearings:** Page 23429

**Committee Authority To Meet:** Page 23429

**Additional Statements:** Page 23430

**Nominations:** Page 23440

**Recess:** Senate convened at 10:30 a.m., and recessed at 4:51 p.m., until 11 a.m., on Wednesday, September 15, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 23439.)

## *Committee Meetings*

### FARM INCOME ESTIMATES

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Research and General Legislation concluded hearings on S. 2291, providing for the monthly publication of the Department of Agriculture's estimate of gross farm receipts, agricultural production expenses, and net farm income, after receiving testimony from William Lesher, Assistant Secretary of Agriculture for Economics; J. B. Penn, Economic Perspectives, McLean, Virginia; Ray Daniels, Chase Econometrics, Bala Cynwyd, Pennsylvania; Marty Myers, Arlington, Virginia; and Robert Mullins, National Farmers Union, Washington, D.C.

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development and Related Agencies approved for full committee consideration the substance of H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs (pending on the House calendar).

### APPROPRIATIONS—D.C.

*Committee on Appropriations:* Subcommittee on the District of Columbia approved for full committee consideration proposed legislation appropriating funds for fiscal year 1983 for the District of Columbia.

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported the following business items:

An original bill authorizing funds for fiscal year 1983 for compensation to uniformed military personnel;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to consideration of the original bill listed above;

The nominations of Andrew E. Gibson, of New Jersey, and William W. Watkin, Jr., of New Jersey, each to be a Member of the Board of the Panama Canal Commission;

3,992 routine nominations in the Air Force and Marine Corps.

Prior to this action, the committee concluded hearings on the nominations of Messrs. Gibson and Watkin after the nominees testified and answered questions in their own behalf.

## NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of Philip Abrams, of Massachusetts, to be an Assistant Secretary of Housing and Urban Development, after the nominee testified and answered questions in his own behalf.

## EXPORT-IMPORT BANK

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Finance and Monetary Policy held oversight hearings to analyze the Export-Import Bank's effectiveness in performing its mandate and to explore possible legislative changes to improve the Bank's operations, receiving testimony from Senator Jackson; Malcolm Stamper, The Boeing Company, Seattle, Washington; James F. Lovett, Westinghouse Electric Corporation, Pittsburgh, Pennsylvania; William J. Durka, General Electric Company, New York City; Earl W. Doubet, Caterpillar Americas Company, Peoria, Illinois; Brian Turner, Industrial Union Department, AFL–CIO, Raymond Garcia, Coalition for Employment Through Exports, Inc., and Lawrence A. Fox, National Association of Manufacturers, all of Washington, D.C.; and John R. Babson, Ingersoll-Rand Company, Woodcliff Lake, New Jersey.

Hearings continue on Thursday, September 16.

## BUDGET ACT

*Committee on the Budget:* Committee held hearings on proposals reforming the Congressional Budget Act of 1974, including S. 13, S. 59, S. 581, S. 582, S. 193, S. 265, S. 384, S. 938, S. 2629, S. 1683, S. 2008, S. 2069, and S. 2454, receiving testimony on whether the current tools for Congressional enforcement of budget decisions are adequate, the budget timetable, on whether the mechanism of impoundment control in Title X of the Act needs to be changed to enable Congress and the President to keep actual outlays from exceeding those adopted in Congressional budget resolutions, on the range of Federal fiscal activities in relation to the Congressional budget process, and what adjustments in the Congressional budget process and the Budget Act would be required if the balanced-budget Constitutional amendment is adopted by the Congress and ratified by the States, from former Representative Giaimo and former Senator Bellmon, both on behalf of the Committee for a Responsible Federal Budget, Washington, D.C.

Hearings continue on Thursday, September 16.

## NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Justin Dart, of California, to be a Member of the Board of Directors of the Communications Satellite Corporation, after the nominee who was introduced by Senator Laxalt, testified and answered questions in his own behalf.

## U.S. TRADE WITH JAPAN

*Committee on Foreign Relations:* Committee held hearings on U.S. trade relations with Japan, receiving testimony from David MacDonald, U.S. Deputy Trade Representative; Seeley Lodwick, Under Secretary of Agriculture for International Affairs and Commodity Programs; Robert W. Galvin, Motorola Inc., Schaumburg, Illinois; James F. Bere, Borg-Warner Corporation, Chicago, Illinois; and Robert B. Delano, American Farm Bureau Federation, Park Ridge, Illinois.

Hearings were recessed subject to call.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 2411, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts, with amendments;

S. 675, establishing a Commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and Federal law, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates certain provisions of S. 1530, a companion measure);

S.J. Res. 97, designating the week beginning October 11, 1982 as "National Legal Secretaries' Court Observance Week", with an amendment;

S.J. Res. 174, designating October 16, 1982 as "World Food Day";

S.J. Res. 234, designating the week beginning February 21, 1983 as "National Patriotism Week";

S.J. Res. 235, proclaiming March 21, 1983 as "National Agriculture Day";

S.J. Res. 238, designating October 9, 1982 as "National Running and Fitness Day";

S.J. Res. 239, designating October 6, 1982 as "National Newspaper Carrier Appreciation Day";

S.J. Res. 241, designating the week of December 12 through 18, 1982 as "National Drunk and Drugged Driving Awareness Week"; and

The nominations of Herbert M. Rutherford III, of New Jersey, to be U.S. Marshal for the Eastern District of Virginia, Max E. Wilson, to be U.S. Marshal for the Western District of North Carolina, and Edward R. Camacho, to be U.S. Marshal for the District of Guam.

Also, committee began consideration of the nomination of Edward W. Ray, of California, to be a Commissioner of the Copyright Royalty Tribunal, but did not complete action thereon.

Committee will meet again on Tuesday, September 21.

### ABSCAM

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee held closed hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, receiving testimony from Howard Criden, Hallandale, Florida.

Closed hearings continue on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 7092–7103; 2 private bills, H.R. 7104 and 7105; and 1 resolution, H. Con. Res. 405, were introduced.

**Page 23492**

**Bills Reported:** Reports were filed as follows:

S. 907, to amend sections 351 and 1751 of title 18 of the United States Code to provide penalties for crimes against Cabinet officers, Supreme Court Justices, and Presidential staff members, amended (H. Rept. 97–803);

H.R. 6005, to discontinue or amend certain requirements for agency reports to Congress, amended (H. Rept. 97–804);

H.R. 5204, to authorize and direct the Secretary of the Interior to accept certain lands for the benefit of the Sycuan Band of Mission Indians, amended (H. Rept. 97–805); and

H.R. 5007, to provide for the designation of the Burns Paiute Indian Colony of Oregon as the beneficiary of a public domain allotment and to provide that all interests in public domain allotments in Harney County, Oreg., which are held by Indian allottees who die intestate and without heirs, shall escheat to the United States to be held in trust for the benefit of the Burns Paiute Indian Colony of Oregon and added to the Burns Paiute Indian Reservation, amended (H. Rept. 97–806).

**Page 23492**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

**Page 23440**

**Hoboken Pier Properties:** House agreed to the Senate amendments to H.R. 3620, transferring certain Federal property to the city of Hoboken, New Jersey—clearing the bill for the President.

**Page 23441**

**Subpena Duces Tecum:** Read a letter from Representative Dannemeyer wherein he informs the House that he has been served with a subpena duces tecum from the Superior Court of the State of California for the County of Orange.

**Page 23442**

**Presidential Messages:** Received and read the following messages from the President:

*Arts:* Transmitting the annual report of the National Endowment for the Arts and the National Council on the Arts for fiscal year 1981—referred to the Committee on Education and Labor;

*Federal Labor Relations Authority:* Transmitting the annual report of the Federal Labor Relations Authority for fiscal year 1981—referred to the Committee on Post Office and Civil Service;

*Health information and promotion:* Transmitting annual reports on the status of Federal activities in health information and promotion—referred to the Committee on Energy and Commerce; and

*Federal Railroad Safety Act:* Transmitting the annual report on the administration of the Federal Railroad Safety Act of 1970—referred to the Committee on Energy and Commerce.

**Page 23443**

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Coast Guard "Commodore":* H.R. 6804, amended, to provide subsistence allowances for members of the Coast Guard officer candidate program;

**Page 23443**

*False identification:* H.R. 6946, amended, to amend title 18 of the United States Code to provide penalties for certain false identification related crimes;

**Page 23452**

*Crimes against Federal officials:* S. 907, amended, to amend sections 351 and 1751 of title 18 of the United States Code to provide penalties for crimes against Cabinet officers, Supreme Court Justices, and Presidential staff members;

**Page 23455**

*Citizenship education:* H.R. 5658, amended, to provide Federal grants to assist elementary and secondary schools to carry on programs to teach the principles of citizenship. Agreed to amend the title of the bill;

**Page 23451**

*Reserve or National Guard reemployment:* H.R. 6788, to amend title 38, United States Code, to clarify the period for which an employer is required to grant an employee who is a member of the National Guard or Reserve a leave of absence in order to allow the employee to perform required active duty for training;

**Page 23458**

*Technical corrections:* H.R. 6056, amended, to make technical corrections related to the Economic Recovery Tax Act of 1981, the Crude Oil Windfall Profit Tax Act of 1980, and the Installment Sales Revision Act of 1980; and

**Page 23460**

*Earthquake hazards authorizations:* H.R. 6272, to amend the Earthquake Hazards Reduction Act of 1977 to extend authorizations of appropriations. Subsequently this passage was vacated, and S. 2273, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

**Page 23469**

**Suspensions**—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, September 15:

*Boat Safety Act:* H.R. 6813, amended, to amend the Federal Boat Safety Act of 1971;

**Page 23447**

*Sailing school vessel regulation:* H.R. 6580, amended, to reform the regulation of sailing school vessels; and

**Page 23450**

*Health laws corrections:* H.R. 6355, amended, to make technical corrections in health and other laws amended by the Omnibus Budget Reconciliation Act of 1981.

**Page 23473**

**Virgin Islands Nonimmigrant Aliens:** House agreed to H. Con. Res. 405, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 3517, to authorize the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands of the United States.

**Page 23457**

**Late Reports:** Committee on Interior and Insular Affairs received permission to have until 5 p.m. today to file sundry reports.

**Page 23479**

**Adjournment:** Met at noon and adjourned at 2:57 p.m.

## *Committee Meetings*

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### CLASSIFIED BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified briefing concerning the notice of intent to transfer naval vessels to a foreign country. The Committee was briefed by RAdm. Theodore Almstedt, Director, Security Assistance, Office of the Chief of Naval Operations.

### CRITICAL MATERIALS ACT

*Committee on Armed Services:* Agreed to take no further action on H.R. 4281, Entitled "Critical Materials Act of 1981."

### PROCUREMENT OF C-5B AND B-1B AIRCRAFT AND THE SALE OF SAUDI ARABIA OF AWACS

*Committee on Armed Services:* Subcommittee on Investigations held a hearing concerning the procurement of C-5B and B-1B aircraft and the sale to Saudi Arabia of Airborne Warning and Control System (AWACS) aircraft. Testimony was heard from Representative Dicks; Maj. Gen. Guy L. Hecker, Jr., Director, Legislative Liaison, Office of the Secretary of the Air Force and a public witness.

Hearings continue tomorrow.

### BUDGET ACT CHANGES

*Committee on the Budget:* Held a hearing to inquire how the Budget Act is working and what, if any, changes ought to be considered. Testimony was heard from Representatives Brooks, Mineta, Aspin and Panetta and public witnesses.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education and the Subcommittee on Select Education held an oversight hearing on educational technology. Testimony was heard from John H. Gibbons, Director, Office of Technology Assessment and public witnesses.

### PROPOSALS TO REPLACE THE FARM CONTRACTOR REGISTRATION ACT

*Committee on Education and Labor:* Subcommittee on Labor Standards held a hearing on the Administration's proposals to replace the Farm Labor Contractor Registration Act. Testimony was heard from Robert Colyer, Deputy Under Secretary of Labor for Employment Standards and public witnesses.

### RECENT DEVELOPMENTS IN EAST TIMOR

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on Recent Developments in East Timor. Testimony was heard from Representative Hall; John Holdridge, Assistant Secretary, Bureau of East Asian and Pacific Affairs and a public witness.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Energy and the Environment held an oversight hearing on quality assurance at the William H. Zimmer nuclear powerplant. Testimony was heard from James Keppler, Director Region III, NRC and public witnesses.

### PENALTIES FOR CRIMES AGAINST U.S. OFFICIALS; IMMIGRATION REFORM AND CONTROL ACT

*Committee on the Judiciary:* Ordered reported as amended S. 907, to amend sections 351 and 1751 of title 18 of the United States Code to provide penalties for crimes against Cabinet officers, Supreme Court Justices, and Presidential staff members.

The Committee also began markup of H.R. 6514, Immigration Reform and Control Act of 1982.

### MALT BEVERAGE INTERBRAND COMPETITION

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 3269, Malt Beverage Interbrand Competition Act. Testimony was heard from public witnesses.

### FEDERAL CAPITAL INVESTMENT ACT

*Committee on Public Works and Transportation:* Subcommittee on Economic Development held a hearing on H.R. 6591, Federal Capital Investment Budget Act of 1982 and to examine the concept of Capital Budgeting as a Management tool to develop a National Capital Investment Policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### URGENT SUPPLEMENTAL FOR DEPARTMENT OF LABOR

*Committee on Rules:* Heard testimony from Chairman Whitten and Representatives Natcher, Wright, Hawkins, Oberstar and Livingston but took no action on H.J. Res. 562, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982.

### DEPARTMENT OF TRANSPORTATION APPROPRIATIONS

*Committee on Rules.* Heard testimony from Chairman Whitten and Representatives Lehman and Coughlin but took no action on H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983.

### COLORADO RIVER BASIN PROJECT ACT

*Committee on Rules:* Heard testimony from Chairman Udall but took no action on S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90–537 (82 Stat. 885), as amended by Public Law 95–578 (92 Stat. 2471), and Public Law 96–375 (94 Stat. 1505).

### COMMITTEE BUSINESS

*Committee on Standards of Official Conduct:* Met in executive session to consider pending business.

### RECIPROCAL TRADE AND INVESTMENT ACT; TRADE ACT AMENDMENTS

*Committee on Ways and Means:* Subcommittee on Trade met to consider the following bills: H.R. 6773, Reciprocal Trade and Investment Act of 1982 and H.R. 6482, to improve worker training under the Trade Act of 1974.

## *Joint Meeting*

### BUFFALO BILL DAM AND RESERVOIR

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, increasing limitations of Federal reclamation laws, and providing for the resolution of the Papago Indian water issue, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, September 15, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 23516–23646*

**Bills Introduced:** Three bills and five resolutions were introduced, as follows: S. 2908–2910, S. Con. Res. 120, and S. Res. 463–466. **Page 23629**

**Bills Reported:** Reports were made as follows:

S. Res. 463, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2671, establishing a Commission on the Bicentennial of the Constitution to plan and coordinate observances and activities commemorating the events culminating in the framing of the Constitution. Referred to the Committee on the budget

S. Res. 464, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located. Referred to the Committee on the budget

S. 675, establishing a Commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and Federal law, with an amendment in the nature of a substitute.

H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba, with amendments (with minority views). (S. Rept. No. 97–544)

Page 23629

**Measures Passed:**

*World Food Day:* Senate passed S.J. Res. 174, designating October 16, 1982, as "World Food Day."

Page 23529

*National Patriotism Week:* Senate passed S.J. Res. 234, designating the week beginning February 21, 1983, as "National Patriotism Week."

Page 23530

*National Agriculture Day:* Senate passed S.J. Res. 235, proclaiming March 21, 1983, as "National Agriculture Day."

Page 23530

*National Running and Fitness Day:* Senate passed S.J. Res. 238, designating October 9, 1982, as "National Running and Fitness Day."

Page 23530

*National Newspaper Carrier Appreciation Day:* Senate passed S.J. Res. 239, designating October 16, 1982, as "National Newspaper Carrier Appreciation Day."

Page 23530

*National Drunk and Drugged Driving Awareness Week:* Senate passed S.J. Res. 241, designating the week of December 12 through 18, 1982, as "National Drunk and Drugged Driving Awareness Week."

Page 23531

*National Legal Secretaries' Court Observance Week:* Senate passed with an amendment S.J. Res. 97, designating the week beginning October 11, 1982, as "National Legal Secretaries' Court Observance Week."

Page 23531

*75th Anniversary of the Washington Cathedral:* Senate agreed to S. Con. Res. 120, recognizing and paying tribute to the Washington Cathedral on its seventy-fifth anniversary and to all the men and women whose especial labors have contributed to the building of this great house of worship.

Page 23532

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and amendments proposed thereto.

Page 23527

By 50 yeas to 44 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), perfecting, to protect unborn human beings.

Page 23617

By 47 yeas to 46 nays, Senate tabled Helms Amendment No. 2038 (to Helms modified Amendment No. 2031), perfecting, to protect unborn human beings.

Page 23618

Senate will continue consideration of the joint resolution and amendments proposed thereto on Thursday, September 16.

The pending question is on Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

**Committee Authority:** The Committee on the Budget was authorized until the close of business on Thursday, September 16, to report S. Res. 447, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1606, Electric Utility Nuclear Accident Cost Allocation Act.

Page 23646

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senators Dole, Danforth, Mattingly, Bentsen, Matsunaga, and Moynihan to attend the GATT Ministerial Trade Conference, to be held in Geneva, Switzerland, November 21–26, 1982.

Page 23516

**Confirmations:** Senate confirmed the following nominations:

Edward R. Camacho, to be U.S. Marshal for the District of Guam.

Max E. Wilson, to be U.S. Marshal for the Western District of North Carolina.

Herbert M. Rutherford III, of New Jersey, to be U.S. Marshal for the Eastern District of Virginia.

Andrew E. Gibson and William W. Wa[illegible]in, Jr., both of New Jersey, each to be a Member of the Board of the Panama Canal Commission.

3 Air Force nominations in the rank of General

Routine lists of Air Force and Marine Corps nominations.

Page 23649

**Nominations:** Senate received the following nominations:

Richard T. McCormack, of the District of Columbia, to be an Assistant Secretary of State.

Everett E. Briggs, of Maine, to be Ambassador to Panama.

Stephen W. Bosworth, of Michigan, to be a Member of the Board of the Panama Canal Commission.

Senator J. Bennett Johnston, State of Louisiana, Senator Robert W. Kasten, Jr., State of Wisconsin, Kenneth L. Adelman, of Virginia, Jeane J. Kirkpatrick, of Maryland, and John Davis Lodge, of Connecticut, to be Representatives, and Charles M. Lichenstein, of the District of Columbia, Gordon C. Luce, of California, Hernan Padilla, of Puerto Rico, William C. Sherman, of Virginia, and Jose S. Sorzano, of Virginia, to be Alternate Representatives, to the Thirty-seventh Session of the General Assembly of the United Nations.

W. Kenneth Davis, of California, to be the Representative, and Richard T. Kennedy, Roger Kirk, and Thomas M. Roberts, all of the District of Columbia, to be Alternative Representatives, to the Twenty-sixth Session of the General Conference of the International Atomic Energy Agency.

Routine lists of Army and Air Force nominations.
Page 23646

**Messages From the President:** Page 23628

**Messages From the House:** Page 23628

**Measures Referred:** Page 23628

**Communications:** Page 23628

**Statements on Introduced Bills:** Page 23629

**Amendments Submitted for Printing:** Page 23637

**Notices of Hearings:** Page 23637

**Committee Authority To Meet:** Page 23637

**Additional Statements:** Page 23638

**Nominations:** Page 23646

**Confirmations:** Page 23649

**Record Votes:** Two record votes were taken today. (Total—344)
Page 23618

**Recess:** Senate convened at 11 a.m., and recessed at 6:01 p.m., until 9:30 a.m., on Thursday, September 16, 1982.

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported the following bills:

H.R. 5203, authorizing funds for fiscal years 1983 and 1984 for programs of the Federal Insecticide, Fungicide, and Rodenticide Act, and extending the scientific advisory panel for an additional ten years, with an amendment in the nature of a substitute, and in lieu of S. 2620. (As approved by the committee, the bill incorporates certain provisions of S. 2621);

H.R. 2035, authorizing Department of Agriculture employees engaged in animal disease control work to carry firearms in the performance of their official duties, in lieu of S. 2313;

H.R. 3881, providing for the release of reversionary and mineral interests of the United States conveyed to the Arkansas Forestry Commission;

H.R. 6422, providing for the release of reversionary interests of the United States conveyed to the State of Connecticut;

S. 505, subjecting imported grapes to the same regulations as table grapes grown in the Coachella Valley of Southern California; and

An original bill providing for implementation of an economic emergency farmers loan program, and providing, under specified circumstances, for deferral of payments under the Farmers Home Administration loan program.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following business items:

S.J. Res. 155, redesignating the Saint Croix Island National Monument in Maine as the Saint Croix Island International Historic Site;

H.J. Res. 207, providing for the placement of a plaque at the U.S. Marine Corps War Memorial honoring Joseph Rosenthal, the photographer of the scence depicted by the memorial;

S. 1661, authorizing the acquisition of land by exchange for additon to the Effigy Mounds National Monument in Iowa;

H.R. 1281, providing for the conveyance of a specified trade and manufacturing site located in Alaska to a qualified entryman without regard to existing law which prohibits entry on lands which abut navigable water for more than 80 rods, with an amendment;

S. 1978, granting a simple fee to a certain private land claim in Livingston Parish, Louisiana, with an amendment in the nature of a substitute;

S. 2118, designating certain lands in Wyoming as wilderness areas, with an amendment in the nature of a substitute;

S. 2279, establishing the Alben Barkley National Historic Site in Kentucky, with an amendment;

H.R. 861, designating additional national scenic and historic trails, with amendments;

S. 1964, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System;

S. 1965, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System;

H.R. 6188, authorizing the Secretary of the Interior to engage in a special study to assist the State of Nebraska in establishing water resource development priorities in the Platte River Basin;

S. 2710, establishing a wilderness area in the Hoosier National Forest area, Indiana, with and amendment in the nature of a substitute; and

H.R. 6029, providing for the Secretary of the Interior to acquire from the State of Indiana certain lands by exchange at the Indiana Dunes National Lakeshore, in lieu of S. 2186.

Also, the committee began consideration of S. 1705, permitting temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, and S. 2568, clarifying the terms of the repayment contract for the Dallas Creek water project in Colorado, but did not complete action thereon, and will meet again on Wednesday, September 22.

## WATER RESOURCES-SPORHASE DECISION

*Committee on Environment and Public Works:* Subcommittee on Water Resources concluded oversight hearings to discuss the recent impact of the Supreme Court decision relative to the States obligation to regulate water (*Sporhase* vs. *Nebraska*), after receiving testimony from Carol E. Dinkins, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Thomas Bahr, Director, Office of Water Policy, Department of the Interior; Warren R. Neufeld, South Dakota Department of Natural Resources, Pierre; and D. Craig Bell, Western States Water Council, Denver, Colorado.

## TARIFF BILLS—TUITION TAX CREDIT

*Committee on Finance:* Committee ordered favorably reported the following business items:

H.R. 4566, revising the tariff treatment of various articles, with an amendment in the nature of a substitute. (As approved by the committee the bill incorporates certain provisions of the following miscellaneous tariff bills: S. 1392, S. 1565, S. 1588, as amended, S. 1717, S. 1723, as amended, S. 1746, S. 2031, S. 2539, S. 2540, S. 2560, S. 2566, S. 2685, S. 2692, S. 2705, S. 2853, S. 2858, S. 2884, S. 2885, S. 2889, S. 2895, and provisions of S. 2094 which is pending on Senate calendar);

An original resolution expressing the sense of the Senate concerning consultation with Japan on exports of agriculture products from the U.S. to Japan; and

An original resolution expressing the sense of the Senate that restoration of U.S. competitiveness in agriculture trade should be pursued through all legitimate means and without reference to political or economic problems in non-agriculture areas.

Also, committee resumed markup of S. 2673, providing a Federal income tax credit for tuition to lower- and middle-income families, but did not complete action thereon, and will meet again tomorrow.

A press release summarizing the actions taken today will be available in the committee office in 2227 Dirksen Office Building.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Richard R. Burt, of the District of Columbia, to be Assistant Secretary of State for European Affairs, Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to the German Democratic Republic, and Henry Allen Holmes, of the District of Columbia, to be Ambassador to Portugal, after the nominees testified and answered questions in their own behalf.

## LAW OF THE SEA

*Committee on Foreign Relations:* Subcommittee on Arms Control, Oceans, International Operations, and Environment resumed oversight hearings on the progress of negotiations of the Law of the Sea Treaty and factors affecting prospects for the deep seabed mining industry now and in the future, receiving testimony from Theodore G. Kronmiller, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; Brian Hoyle, Special Assistant to the Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Leigh S. Ratiner, former Deputy Chairman of the U.S. Delegation to the Law of the Sea Conference; and Conrad Welling, Ocean Minerals Corporation, Mt. View, California, on behalf of the American Mining Congress.

Hearings were recessed subject to call.

## DOE REORGANIZATION

*Committee on Governmental Affairs:* Committee resumed hearings on S. 2562, transferring certain activities of the Department of Energy to the Department of Commerce, receiving testimony from Joseph A. Tribble, Assistant Secretary of Energy for Conservation and Renewable Energy; Connecticut Governor William A. O'Neill, Hartford, representing the National Governors' Association; James R. Schlesinger, former Secretary of Energy; O. Pendleton Thomas, PenVest Incorporated, Houston, Texas; and Linda Gallagher, Alliance to Save

Energy, David Moulton, Energy Conservation Coalition, and Scott Sklar, Solar Lobby, all of Washington, D.C.

Hearings continue on Tuesday, September 21.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of David D. Dowd, Jr., to be U.S. District Judge for the Northern District of Ohio, and Edward Rafeedie, to be U.S. District Judge for the Central District of California, after the nominees testified and answered questions in their own behalf. Mr. Dowd was introduced by Senator Metzenbaum and Representative Regula, and Mr. Rafeedie was introduced by Senator Hayakawa.

### COMMERCIAL COUNTERFEITING

*Committee on the Judiciary:* Committee concluded hearings on S. 2428, establishing criminal penalties for trafficking in counterfeit brand labels, after receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Simon P. Goudine, New York City Department of Consumer Affairs, Peter T. Jones, Levi Strauss & Co., representing the International Anti-Counterfeiting Coalition, Thomas J. Corum and Griffin B. Price, Jr., both of the United States Trademark Association, and Jed Rakoff, Mudge, Rose, Guthrie & Alexander, all of New York City; Vernon F. Venne, Ashland Oil, Inc., Ashland, Kentucky; Raymond Fink, Gates Rubber Corporation, Denver, Colorado; Edward M. Brown, A. T. Cross Export Company, Lincoln, Rhode Island; William C. Steffin, Lyon & Lyon, Los Angeles, California; David R. Haarz, K-Mart Corporation, Troy, Michigan, and Robert W. Steele, Howrie & Simon, Washington, D.C., both on behalf of the Association of General Merchandise Chains; and Seymour Merrall, Bausch & Lomb, Rochester, New York.

### AUTHORIZATIONS—REFUGEE ASSISTANCE

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy approved for full committee consideration H.R. 5879, authorizing funds for fiscal year 1983 for refugee assistance programs.

### ABSCAM

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee continued closed hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, receiving testimony from Angelo Errichetti, former Mayor, Camden, New Jersey.

Closed hearings continue on tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 14 public bills, H.R. 7106–7119; 1 private bill, H.R. 7120; and 6 resolutions, H. Con. Res. 406, and H. Res. 581–585 were introduced.
**Page 23762**

**Bills Reported:** Reports were filed as follows:

H.R. 6978, to provide for the appointment of United States bankruptcy judges under article III of the Constitution, amended (H. Rept. 97–807);

H.R. 6816, to eliminate diversity of citizenship as a basis of jurisdiction of Federal district courts (H. Rept. 97–808);

H.R. 6995, to amend the Federal Trade Commission Act to extend the authorization of appropriations contained in such Act (H. Rept. 97–809);

H. Res. 582, providing for the consideration of H.J. Res. 562, making an urgent supplemental appropriations for the Department of Labor for the fiscal year ending September 30, 1982 (H. Rept. 97–810);

H. Res. 583, waiving certain points of order against H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983 (H. Rept. 97–811); and

H. Res. 584, providing for the consideration of S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90–537 (82 Stat. 885), as amended by Public Law 95–578 (92 Stat. 2471), and Public Law 96–375 (94 Stat. 1505) (H. Rept. 97–812).
**Page 23762**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today. **Page 23650**

**Journal:** By a yea-and-nay vote of 305 yeas to 19 nays with 5 voting "present", Roll No. 320, the House approved the Journal of Tuesday, September 14.
**Page 23650**

**Shipping Act:** By a yea-and-nay vote of 350 yeas to 33 nays, Roll No. 321, the House voted to suspend the rules and pass H.R. 4374, amended, to improve the international ocean commerce transportation system of the United States. This bill was debated on Monday, September 13.
**Page 23655**

**Suspensions—Failed:** House failed to suspend the rules and pass the following bills:

*Patent term restoration:* H.R. 6444, amended, to amend the patent law to restore the term of patent grant for the period of time that nonpatent regulatory requirements prevent the marketing of a patented product (failed by a yea-and-nay vote of 250 yeas to 132 nays, Roll No. 322, two-thirds of those present not voting in favor). This bill was debated on Monday, September 13;

Page 23654

*Boat Safety Act:* H.R. 6813, amended, to amend the Federal Boat Safety Act of 1971 (failed by a yea-and-nay vote of 250 yeas to 137 nays, Roll No. 323, two-thirds of those present not voting in favor). This bill was debated on Tuesday, September 14;

Page 23656

*Sailing school vessel regulation:* H.R. 6580, amended, to reform the regulation of sailing school vessels (failed by a yea-and-nay vote of 236 yeas to 154 nays, Roll No. 324, two-thirds of those present not voting in favor). This bill was debated on Tuesday, September 14; and

Page 23657

*Health laws corrections:* H.R. 6355, amended, to make technical corrections in health and other laws amended by the Omnibus Budget Reconciliation Act of 1981 (failed by a yea-and-nay vote of 227 yeas to 165 nays, Roll No. 325, two-thirds of those present not voting in favor). This bill was debated on Tuesday, September 14.

Page 23657

**Congressional Award Board:** The Minority Leader announced his reappointment as members of the Congressional Award Board the following: William R. Bricker of New York, New York; and Roberta van der Voort of Kansas City, Missouri; and appointed John G. McMillian of Washington, D.C., to fill the vacancy caused by the expiration of the term of John Swearingen.

Page 23658

**Subcommittee to Sit:** Subcommittee on Personnel and Modernization of the Committee on Post Office and Civil Service received permission to sit today during the proceedings of the House under the 5-minute rule.

Page 23658

**Pretrial Services:** By a yea-and-nay vote of 367 yeas to 20 nays, Roll No. 326, the House agreed to the conference report on S. 923, to amend chapter 207 of title 18, United States Code, relating to pretrial services—clearing the measure for the President.

Page 23658

**HUD Appropriations:** By a yea-and-nay vote of 343 yeas to 38 nays, Roll No. 332, the House passed H.R. 6956, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1983.

Page 23661

By a yea-and-nay vote of 346 yeas to 5 nays with 1 voting "present", Roll No. 327, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that increases the funding for EPA abatement, control, and compliance by $4.5 million;

An amendment that prohibits the use of EPA funds to change the national ambient air quality standards for carbon monoxide permitting multiple days of allowable exceedances on an annual basis; and

An amendment that prohibits the use of funds by EPA to implement a mandatory inspection and maintenance program for vehicle emissions (agreed to by a recorded vote of 200 ayes to 184 noes with 1 voting "present", Roll No. 331).

Rejected:

An amendment that sought to increase funding for EPA salaries and expenses by $10.1 million;

An amendment that sought to increase the funding for EPA research and development activities by $25 million (rejected by a recorded vote of 131 ayes to 263 noes, Roll No. 329); and

An amendment that sought to delete $140 million for the continued integration of the NASA Centaur high energy upper stage into the Space Shuttle (rejected by a recorded vote of 77 ayes to 316 noes, Roll No. 330).

A point of order was sustained against, an amendment that sought to allow public and private pension funds to invest in revenue mortgage bonds.

An amendment was withdrawn that sought to add $25 million for the revolving business loan program in the Veterans Administration for disabled and Vietnam veterans.

H. Res. 559, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 23762

**Adjournment:** Met at 10 a.m. and adjourned at 9 p.m.

## *Committee Meetings*

### SURPLUS AGRICULTURAL COMMODITIES DISPOSAL ACT

*Committee on Agriculture:* Subcommittee on Wheat, Soybeans, Feed Grains approved for full Committee action as amended H.R. 6142, Surplus Agricultural Commodities Disposal Act of 1982.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Senator Percy; departmental and public witnesses.

### AID

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing regarding private sector initiatives for AID. Testimony was heard from Elise R. W. Du Pont, Assistant Administrator, AID.

## LABOR, HHS AND EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, HHS and Education approved for full Committee action the fiscal year 1983 Labor, HHS and Education appropriations bill.

## PROCUREMENT OF C-5B AND B-1B AIRCRAFT AND THE SALE TO SAUDI ARABIA OF AWACS

*Committee on Armed Services:* Subcommittee on Investigations continued hearings concerning the procurement of C-5B and B-1B aircraft and the sale to Saudi Arabia of Airborne Warning and Control System (AWACS) aircraft. Testimony was heard from the following officials of the Department of Defense: Frank C. Carlucci, Deputy Secretary; Richard DeLauer, Under Secretary; Albert Barry, Deputy Assistant Secretary for Legislative Affairs, representatives of the U.S. Air Force and public witnesses.

Hearings continue tomorrow.

## OVERSIGHT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on General Oversight held an oversight hearing on the establishment of the National Development Bank. Testimony was heard from Senator Moynihan; Representative Guarini and public witnesses.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on the future of education. Testimony was heard from public witnesses.

## FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Energy and Commerce:* Continued markup of H.R. 5133, Fair Practices in Automotive Products Act.

## AMERICAN INTERESTS AND THE DEMOCRATIC KAMPUCHEA SEAT AT THE U.N.

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on American Interests and the Democratic Kampuchea Seat at the U.N. Testimony was heard from John Holdridge, Assistant Secretary of State, Bureau of East Asian and Pacific Affairs and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: H. Con. Res. 364, regarding restoration of Olympic records of the late James (Jim) Thorpe; H. Con. Res. 336, amended, expressing the sense of the Congress concerning the compliance by the Soviet Union with certain international agreements on human rights; H. Con. Res. 330, expressing the sense of the Congress with respect to the Soviet Union's obligations under international law to allow Ida Nudel to emigrate to Israel; H. Con. Res. 376, recognizing the outstanding service and patriotism exhibited by the volunteers of the American National Red Cross during times of war and expressing the gratitude of the Congress for the service of such volunteers, and H. Res. 398, to express the sense of the House of Representatives that Alexsei Murzhenko and Yuri Fiodorov should be released from prison and allowed to emigrate from the Soviet Union.

Prior to this action, the Subcommittee held a hearing on H. Con. Res. 364, regarding the restoration of Olympic records of the late James (Jim) Thorpe. Testimony was heard from Representative Howard and John R. Thorpe.

## NUCLEAR NONPROLIFERATION ACT AMENDMENTS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade approved for full Committee action the Nuclear Nonproliferation Policy Act of 1982.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Accounts approved for full Committee action H. Res. 568, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the 2d session of the 97th Congress.

The Subcommittee also approved other pending business.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met and approved pending business.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: H.R. 5121, amended, Federal Royalties and Rents Collection Act of 1981; H.R. 6588, Cow Creek Bank Umpqua Tribe of Indians; S. 503, amended, to authorize the purchase, sale, and exchange of lands by the Devils Lake Sioux Tribe of the Devils Lake Sioux Reservation, North Dakota; H.R. 4496, amended, Texas Bank of Kickapoo Reservation Act; S. 1872, amended, to amend the Act establishing the Capitol Reef National Park in the State of Utah to provide for a grazing phaseout schedule; H.R. 846, amended, to revise the boundary of Voyageurs National Park in the State of Minnesota, and H.R. 6875, amended, Wolf Trap Farm Park Act of 1982.

### IMMIGRATION REFORM AND CONTROL ACT

*Committee on the Judiciary:* Continued markup of H.R. 6514, Immigration Reform and Control Act of 1982.

Will continue tomorrow.

### COASTAL BARRIER RESOURCES ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography approved for full Committee action as amended H.R. 3252, Coastal Barrier Resources Act.

### FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM

*Committee on Post Office and Civil Service:* Subcommittee on Compensation and Employee Benefits continued hearings on Federal Employees Health Benefits Program. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management.

### COST CONTROL IN THE FEDERAL GOVERNMENT

*Committee on Post Office and Civil Service:* Subcommittee on Investigations held a hearing on the President's Private Sector Survey on Cost Control in the Federal Government. Testimony was heard from Rosslyn S. Kleeman, Associate Director, Federal Personnel and Compensation Division, GAO; Irvin P. Margulies, Deputy General Counsel, Department of Commerce and Felix Larkin, member of the President's Private Sector Survey on Cost Control in the Federal Government.

### MAIL ORDER CONSUMER PROTECTION AMENDMENTS

*Committee on Post Office and Civil Service:* Subcommittee on Postal Personnel and Modernization approved for full Committee action H.R. 7044, Mail Order Consumer Protection Amendments of 1982.

### FEDERAL CAPITAL INVESTMENT ACT

*Committee on Public Works and Transportation:* Subcommittee on Economic Development continued hearings on H.R. 6591, Federal Capital Investment Budget Act of 1982 and to examine the concept of Capital Budgeting as a Management tool to develop a National Capital Investment Policy. Testimony was heard from public witnesses.

Hearings continue September 21.

### URGENT SUPPLEMENTAL FOR DEPARTMENT OF LABOR

*Committee on Rules:* Granted a modified closed rule providing two hours of debate on H.J. Res. 562, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982.

### DEPARTMENT OF TRANSPORTATION APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving clauses 2 and 6 of Rule XXI against specified provisions of H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983.

### COLORADO RIVER BASIN PROJECT ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90–537 (82 Stat. 885), as amended by Public Law 95–578 (92 Stat. 2471), and Public Law 96–375 (94 Stat. 1505).

### BUDGET PROCESS

*Committee on Rules:* Task Force on the Budget Process held a hearing on the Budget Process. Testimony was heard from Representatives Mineta, Panetta, Aspin, Conyers, Nelson, Edgar and Hance.

Hearings continue September 17.

### ENVIRONMENTAL EFFECTS OF NUCLEAR BLASTS

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Environmental Effects of Nuclear Blasts. Testimony was heard from public witnesses.

### AGENT ORANGE

*Committee on Veterans' Affairs:* Subcommittee on Oversight and Investigations held a hearing on the status and activities of the Federal Government concerning the Agent Orange issue and the Vet Center program. Testimony was heard from Bart Kull, Special Assistant to the Deputy Under Secretary for Intergovernmental Affairs, Department of Health and Human Services; Maj. Gen. Murphy Chesney, Deputy Surgeon General, Department of the Air Force; Richard S. Christian, Chief, Army Agent Orange Task Force, Department of the Army; representatives of Veterans' organizations and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Ways and Means:* Ordered reported the following bills: H.R. 7092, amended, to amend the Internal Revenue Code of 1954 to provide for a 1-year extension of the taxes which are transferred into the highway trust fund; H.R. 1524, amended, to amend sections 46(f) and 167(l) of the Internal Revenue Code of 1954 with respect to the treatment of public utility property; H.R. 6867, amended, to change the tariff treatment with respect to certain articles; H.R. 6055, amended, to revise subchapter S to the Internal Revenue Code of 1954 (relating to small business corporations); H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions; H.R. 3581, amended, to amend the Internal Revenue Code of 1954 to exclude certain foreign commodity income from treatment as foreign personal holding company income; H.R. 4577, amended, to amend Public Law 97–34; H.R. 4948, to amend the Internal Revenue Code of 1954 to provide for the application of cash or deferred-arrangement rules to money purchase plans; H.R. 5470, Periodic Payment Settlement Act of 1982; H.R. 7094, to amend the Internal Revenue Code of 1954 to impose a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans, and H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income.

## *Joint Meetings*

### BUFFALO BILL DAM AND RESERVOIR

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, increasing limitations of Federal reclamation laws, and providing for the resolution of the Papago Indian water issue, but did not complete action thereon, and will meet again tomorrow.

### JOB TRAINING ASSISTANCE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment and training assistance, but did not complete action thereon, and will meet again tomorrow.

# *Thursday, September 16, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 23819–23922*

**Bills introduced:** Eleven bills and three resolutions were introduced, as follows: S. 2911–2921, S.J. Res. 247, S. Con. Res. 121, and S. Res. 467.

Page 23861

**Bills Reported:** Reports were made as follows:

S. 2911, appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs. (S. Rept. No. 97–545)

S. Res. 450, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1844, to facilitate the development of interstate coal pipeline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest.

S. Res. 452, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2329, establishing an Efficiency Advisory Roundtable to assist the Advisory Commission on Intergovernmental Relations in its activities concerning the New Federalism.

S. 2914, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies. (S. Rept. No. 97–546)

S. 2916, appropriating funds for fiscal year 1983 for the Department of the Treasury, U.S. Postal Service, and general government programs. (S. Rept. No. 97–547)

S. 2917, appropriating funds for fiscal year 1983 for the District of Columbia. (S. Rept. No. 97–548)

H.R. 6956, appropriating funds for fiscal year 1983 for the Department of Housing and Urban Affairs and certain independent agencies, with amendments. (S. Rept. No. 97–549)

Page 23861

**Measures Passed:**

*Sallie Mae Technical Amendments Act of 1982:* Senate passed S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae), with an amendment in the nature of a substitute.

Page 23917

*Commending Philip C. Habib:* Committee on Foreign Relations was discharged from the further consideration of H. Con. Res. 397, expressing the deep gratitude of the Congress to Special Envoy Philip C. Habib, and the measure was then agreed to.

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Page 23822

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

Page 23822

A motion to close further debate on Helms modified Amendment No. 2031 was entered, and, in accordance with Senate Rule XXII, vote on such motion will occur on Monday, September 20.

Page 23826

Senate will continue consideration of the joint resolution and amendments proposed thereto on Friday, September 17.

**Committee Authority:** The Committee on the Budget was authorized until the close of business on Friday, September 17, to report S. Res. 447, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1606, Electric Utility Nuclear Accident Cost Allocation Act.

Page 23920

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senator Bentsen as a delegate to the North Atlantic Assembly meeting, to be held in London, United Kingdom, November 14–19, 1982.

Page 23820

Messages From the House: Page 23857

Measures Referred: Page 23857

Measures Ordered Held at Desk: Page 23857

Measures Ordered Placed on Calendar: Page 23857

Statements on Introduced Bills: Page 23861

Amendments Submitted for Printing: Page 23890

Notices of Hearings: Page 23391

Committee Authority to Meet: Page 23891

Additional Statements: Page 23891

**Recess:** Senate convened at 9:30 a.m., and recessed at 5:37 p.m., until 9:30 a.m., on Friday, September 17, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 23922.)

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Appropriations:* Committee ordered favorably reported the following measures:

An original bill (S. 2911), appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs;

An original bill (S. 2914), appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies;

An original bill (S. 2917), appropriating funds for fiscal year 1983 for the District of Columbia; and

An original bill (S. 2916), appropriating funds for fiscal year 1983 for the Department of the Treasury, U.S. Postal Service, and general government programs.

Also, committee reconsidered its action of August 18, 1982, when it ordered favorably reported an original bill (S. 2880), appropriating funds for fiscal year 1983 for the Department of Housing and Urban Affairs and certain independent agencies (pending on Senate calendar), and today ordered favorably reported with amendments H.R. 6956, a companion measure.

### CODE OF MILITARY JUSTICE

*Committee on Armed Services:* Subcommittee on Manpower and Personnel concluded hearings on S. 2521, revising certain trial and appellate procedures under the Uniform Code of Military Justice, after receiving testimony from Robinson O. Everett, Chief Judge, and William H. Cook and Albert B. Fletcher, Jr., both Associate Judges, all of the U.S. Court of Military Appeals; Ernest H. Fremont, Jr., Standing Committee on Military Law, F. Dore Hunter, Special Committee on Legal Assistance for Military Personnel, both of the American Bar Association, and Eugene R. Fidell, American Civil Liberties Union, all of Washington, D.C.; John J. Douglas, Judge Advocates Association, University of Houston, Texas; and Steven S. Honigman, Association of the Bar of the City of New York.

### EXPORT-IMPORT BANK

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Finance and Monetary Policy concluded oversight hearings to analyze the Export-Import Bank's effectiveness in performing its mandate and to explore possible legislative changes to improve the Bank's operations, after receiving testimony from William E. Brock, United States Trade Representative; William H. Draper, Chairman, Export-Import Bank; Lionel Olmer, Under Secretary of Commerce for International Trade; Marc Leland, Assistant Secretary of the Treasury for International Affairs; William D. Trammel, Irvine, California, representing the National Constructors Association; Robert Best, American League for Exports and Security Assistance, Inc., and Virginia Foote, Center for Development Policy, both of Washington, D.C.; Evan Werling, The French Oil Mill Machinery Company, Piqua, Ohio; and Harold E. Weaver, Continental Graphics, Culver City, California.

## BUDGET ACT

*Committee on the Budget:* Committee resumed hearings on proposals reforming the Congressional Budget Act of 1974, including S. 13, S. 59, S. 581, S. 582, S. 193, S. 265, S. 384, S. 938, S. 2629, S. 1683, S. 2008, S. 2069, and S. 2454, receiving testimony on whether the current tools for Congressional enforcement of budget decisions are adequate, the budget timetable, on whether the mechanism of impoundment control in Title X of the Act needs to be changed to enable Congress and the President to keep actual outlays from exceeding those adopted in Congressional budget resolutions on the range of Federal fiscal activities in relation to the Congressional budget process, and what adjustments in the Congressional budget process and the Budget Act would be required if the balanced-budget Constitutional amendment is adopted by the Congress and ratified by the States from George Gross, National League of Cities, John T. McEvoy, Kutak, Rock and Huie, and Rudolph J. Penner, and Norman J. Ornstein, both of the American Enterprise Institute, all of Washington, D.C.

Hearings continue on Tuesday, September 21.

## COAL SLURRY PIPELINES

*Committee on Commerce, Science and Transportation:* Subcommittee on Surface Transportation concluded hearings on the effect of coal slurry pipelines on the overall transportation system in this country, and the impact of S. 1844, to facilitate the development of interstate coal pipeline distribution systems by granting the Federal power of eminent domain to those interstate pipelines which are determined to be in the national interest (pending on the Senate calendar), after receiving testimony from Senator Baucus; Robert Blanchette, Administrator, Federal Railroad Administration, Ross Workman, Continental Resources Company, William Dempsey, Association of American Railroads, James R. Snyder, United Transportation Union, Joseph E. Lema, National Coal Association, and John McCormick, Environmental Policy Center, all of Washington, D.C.; Robert B. Claytor, Norfolk Southern, Roanoke, Virginia; Richard C. Grayson, Burlington Northern, Inc., St. Paul, Minnesota; Hays T. Watkins, CSX Corporation, Richmond, Virginia; R. G. Flannery, Missouri and Pacific Railroad Company, St. Louis, Missouri; Warren Neufeld, South Dakota Department of Water and Natural Resources, Pierre; and Howard Pyle, Houston Lighting and Power Company, Houston, Texas, representing Edison Electric Institute.

## COAL EXPORT MARKET

*Committee on Energy and Natural Resources:* Subcommittee on Energy and Mineral Resources resumed oversight hearings on America's role in the world export market, focusing on the condition of America's coal ports, receiving testimony from William H. Morris, Assistant Secretary of Commerce for Trade Development; G. Edward Dickey, Economic Advisor to the Assistant Secretary of the Army for Civil Works, Colonel Charles T. Myers III, Assistant Director of Civil Works—Lower Mississippi and Gulf, U.S. Army Corps of Engineers; Mark R. Joseph, Anker Energy Corporation, New York City, representing the National Coal Association and the Coal Exporters Association; William D. McDonough, Wheelabrator-Frye Inc., Hampton, New Jersey; Linda Seale, New York City Departments of Ports and Terminals, New York City; Raymond G. Heinzelmann, Delaware River Port Authority, Camden, New Jersey; Hans F. Mayer, Maryland Department of Economic and Community Development, Annapolis; Stan Payne, Virginia Port Authority, Norfolk; and Milton Copulos, The Heritage Foundation, Washington, D.C.

Hearings were recessed subject to call.

## TUITION TAX CREDIT

*Committee on Finance:* Committee ordered favorably reported H.R. 1635, providing for the relief of the Jefferson County Mental Health Center, Inc., Lakewood, Colorado, and of certain and former employees thereof, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates the text of S. 2673, as amended, providing a Federal income tax credit for tuition to lower- and middle-income families).

A press release summarizing the actions taken today will be available in the committee office in 2227 Dirksen Office Building.

## HOSPITAL REIMBURSEMENT SYSTEMS

*Committee on Finance:* Subcommittee on Health concluded hearings on hospital reimbursement systems used by private third party payors, after receiving testimony from Henry DiPrete, John Hancock Mutual Life Insurance Company, Boston, Massachusetts; James Morefield, Health Insurance Association of America, and David Pockell, Kaiser-Georgetown Community Health Plan, Inc., both of Washington, D.C.; Bernard R. Tresnowski, Blue Cross and Blue Shield Association, Chicago, Illinois; and Roger W. Birnbaum, Rutgers Community Health Plan, New Brunswick, New Jersey, and Thomas O. Pyle, Harvard Community Health Plan, Boston, Massachusetts, both representing the Group Health Association of America, Inc.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Kenneth W. Dam, of Illinois, to be Deputy Secretary of State, and W. Allen Wallis, of New York, to be Under Secretary of State for Economic Affairs, after the nominees testified and answered questions in their own behalf. Mr. Dam was introduced by Senator Kassebaum, and Mr. Wallis was introduced by Senators D'Amato and Moynihan.

## PROFESSIONAL SPORTS ANTITRUST IMMUNITY

*Committee on the Judiciary:* Committee resumed hearings on S. 2784 and S. 2821, bills clarifying the intent of antitrust laws relating to the relocation of members clubs of professional sports leagues, receiving testimony from Mayor Margaret Hance, Phoenix, Arizona; Mayor Donald Schaefer, Baltimore, Maryland; Howard Cosell, on behalf of ABC Sports, and Gilbert Stein, representing the National Hockey League, both of New York City; Councilman David Cunningham, Los Angeles, California; and Dick Anderson, Rocky Blier, and Bill Dudley, all on behalf of the National Football League Players Association, Washington, D.C.

Hearings continue on Monday, September 20.

## VOLUNTARY PRAYER IN SCHOOLS

*Committee on the Judiciary:* Committee resumed hearings on S.J. Res. 199, proposed Constitutional amendment providing for voluntary prayer in public schools, receiving testimony from Hermine Herta Meyer, Chevy Chase, Maryland; James M. Smart, Jr., Smart & Whitehead, Kansas City, Missouri; Grover Reese, University of Texas Law School, Austin; Terrance Sandalow, University of Michigan Law School, Ann Arbor; Geoffrey R. Stone, University of Chicago Law School, Chicago, Illinois; Norman Redlich, New York University School of Law, New York City; Paul Bender, University of Pennsylvania Law School, Philadelphia; William W. Van Alstyne, Duke University School of Law, Durham, North Carolina; and Mary E. Bull, representing the Maryland Interfaith Committee for School Prayer, Chevy Chase.

Hearings were recessed subject to call.

## SMALL BUSINESS PROCUREMENT REFORMS

*Committee on Small Business:* Committee held hearings on S. 2446, to increase small business participation in the Federal procurement process, receiving testimony from Donald E. Sowle, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Robert McDermott, Associate Administrator for Procurement & Technical Assistance, Small Business Administration; Robert M. Gilroy, Senior Associate Director of Procurement, Logistics and Readiness Division, General Accounting Office; Earl H. Hess, Lancaster Laboratories, Inc., Lancaster, Pennsylvania; Leo J. Dondanville, Hanson Engineers, Inc., Springfield, Illinois, representing the American Consulting Engineers Council; Bruce N. Hahn, representing the National Tooling & Machinery Association, and Herman Director, National Small Business Association, both of Washington, D.C.; and Lola Dickerman, Smaller Business Association of New England, Boston, Massachusetts.

Hearings were recessed subject to call.

## INDIAN CLAIMS—STATUTE OF LIMITATIONS

*Select Committee on Indian Affairs:* Committee concluded oversight hearings on the implementation of P.L. 96–217, extending the time within which the U.S. may bring an action for damages on behalf of an Indian tribe, focusing on the status of the work of the Department of the Interior and the Department of Justice in the processing of Indian claims that arose prior to 1966, after receiving testimony from Larry Jensen, Associate Solicitor, and Michael Cox and Tim Vohman, both Staff Attorneys, all of the Solicitor's Office, Department of the Interior; Carol E. Dinkins, Assistant Attorney General for Land and Natural Resources, Department of Justice; Harry Sachse, Sonosky, Chambers and Sachse, Washington, D.C.; Joe Little, All Indian Pueblo Council, Albuquerque, New Mexico; Sasha Harman, Evergreen Legal Services, Seattle, Washington; David Rapport, California Indian Legal Services, Oakland; and Darrell Wadena, George Goodwin, and Lenny Ross, all on behalf of the Minnesota Chippewa Tribe, Cass Lake.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements, and will meet again on Wednesday, September 22.

## ABSCAM

*Select Committee To Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee continued, in evening session, closed hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 19 public bills, H.R. 7121–7139; and 15 resolutions, H.J. Res. 593–598, H. Con. Res. 407 and 408, and H. Res. 586–592 were introduced.

**Page 24007**

**Bills Reported:** Reports were filed as follows:

H.R. 6818, to provide for a paid diversion and acreage reduction program for the 1983 crop of wheat and feed grains, amended (H. Rept. 96–813);

H.R. 7048, to require a separate family contribution schedule for Pell Grants for academic years 1983–1984 and 1984–1985, and to establish restrictions upon the contents of such schedule, amended (H. Rept. 97–814);

H.R. 5553, to provide for the use and disposition of Miami Indians judgment funds in dockets 124–B and 254 before the United States Court of Claims, *amended (H. Rept. 97–815);*

H.R. 5916, to declare certain Federal lands acquired for the benefit of Indians to be held in trust for the Tribes of such Indians, amended (H. Rept. 97–816);

H.R. 5795, to provide for the use and distribution of the funds awarded to the Shawnee Tribe of Indians in dockets 64, 335, and 338 by the Indian Claims Commission and docket 64–A by the United States Court of Claims (H. Rept. 97–817);

H.R. 6122, to authorize the Twenty-nine Palms Band of Luiseno Mission Indians to lease for ninety-nine years certain lands held in trust for such band, amended (H. Rept. 97–818);

H.R. 6403, to provide for the use and distribution of funds to the Wyandot Tribe of Indians in docket 139 before the Indian Claims Commission and docket 144 before the United States Court of Claims (H. Rept. 97–819);

H.R. 6976, to amend title 28, United States Code, to require the Attorney General to acquire and exchange information to assist Federal, State, and local officials in the identification of certain deceased individuals and in the location of missing persons (including unemancipated persons) (H. Rept. 97–820);

H. Res. 587, providing for the consideration of H.R. 6995, to amend the Federal Trade Commission Act to extend the authorization of appropriations contained in such Act (H. Rept. 97–821);

H. Res. 588, providing for the consideration of H.R. 5723, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983 (H. Rept. 97–822);

S. 1872, to amend the Act establishing the Capitol Reef National Park in the State of Utah to provide for a grazing phaseout schedule, amended (H. Rept. 97–823);

H.R. 6872, Federal Court Reform Act of 1982, amended (H. Rept. 97–824);

H.R. 6875, to provide financial assistance to the Wolf Trap Foundation for the Performing Arts for reconstruction of the Filene Center in Wolf Trap Farm Park, amended (H. Rept. 97–825);

H.R. 6055, to revise subchapter S of the Internal Revenue Code of 1954 (relating to small business corporations), amended (H. Rept. 97–826);

H.R. 1524, to amend sections 46(f) and 167(l) of the Internal Revenue Code of 1954 with respect to the treatment of public utility property, amended (H. Rept. 97–827);

H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions, amended (H. Rept. 97–828);

H.R. 3581, to amend the Internal Revenue Code of 1954 to exclude certain foreign commodity income from *treatment as foreign personal holding* company income, amended (H. Rept. 97–829);

H.R. 4577, to amend Public Law 97–34, amended (H. Rept. 97–830);

H.R. 4948, to amend the Internal Revenue Code of 1954 to provide for the application of cash or deferred-arrangement rules to money purchase plans, amended (H. Rept. 97–831);

H.R. 5470, Periodic Payment Settlement Act of 1982, amended (H. Rept. 97–832);

H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income (H. Rept. 97–833); and

H.J. Res. 5999, making continuing appropriations for the fiscal year ending September 30, 1983 (H. Rept. 97–834).

**Page 24006**

**Journal:** By a yea-and-nay vote of 334 yeas to 29 nays with 2 voting "present", Roll No. 333, the House approved the Journal of Wednesday, September 15.

**Page 23923**

**Late Reports:** Committee on Ways and Means received permission to have until 4 p.m. on Friday, September 16, to file reports on the following bills: H.R. 1524, to amend sections 46(f) and 167(l) of the Internal Revenue Code of 1954 with respect to the treatment of public utility property; H.R. 6867, to change the tariff treatment with respect to certain articles; H.R. 6055, to revise subchapter S of the Internal Revenue Code of 1954 (relating to small business corporations); H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions; H.R. 3581, to amend the Internal Revenue Code of 1954 to exclude certain foreign commodity income from treatment as foreign personal holding company income; H.R. 4577, to amend Public Law 97–34; H.R. 4948, to amend the Internal Revenue Code of 1954 to provide for the application of cash or deferred-arrangement rules to money purchase plans; H.R. 5470, Periodic Payment Settlement Act of 1982; H.R. 7094, to amend the Internal Revenue Code of 1954 to impose a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans; H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income; H.R. 7092, to amend the Internal Revenue Code of 1954 to provide for a 1-year extension of the taxes which are transferred into the highway trust fund; and H.R. 5573, to amend the Internal Revenue Code of 1954 to encourage contributions of computers and other sophisticated technological equipment to elementary and secondary schools.

**Page 23938**

**Urgent Supplemental Labor Appropriation:** By a yea-and-nay vote of 223 yeas to 169 nays, Roll No. 339, the House passed H.J. Res. 562, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982.

Rejected a motion to recommit the joint resolution to the Committee on Appropriations.

By a yea-and-nay vote of 295 yeas to 82 nays with 1 voting "present", Roll No. 336, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment.

Rejected an amendment in the nature of a substitute that sought to provide for a temporary jobs program with an authorization of $1.5 billion to be transferred from the synfuels program (rejected by a recorded vote of 152 ayes to 243 noes, Roll No. 338); and

Rejected a motion that the Committee of the Whole rise and report the joint resolution back to the House with the recommendation that the resolving clause be stricken.

H. Res. 582, the rule under which the joint resolution was considered, was agreed to earlier by a yea-and-nay vote of 221 yeas to 176 nays, Roll No. 335.

**Page 23929**

**Betty Ford:** House agreed to H. Con. Res. 407, to express thanks to former First Lady Betty Ford.

**Page 23978**

**Anniversary of Mexican Independence:** House agreed to H. Res. 586, celebrating the 172nd anniversary of Mexican independence.

**Page 23979**

**Ocean and Coastal Resources:** By a yea-and-nay vote of 342 yeas to 8 nays, Roll No. 340, the House agreed to H. Res. 555, providing for the consideration of H.R. 5543, to establish an Ocean and Coastal Resources Management and Development Fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the Fund.

**Page 23980**

**Late Report:** Conferees received permission to have until midnight Friday, September 17, to file a conference report on H.R. 6133, Endangered Species Act Amendments of 1982.

**Page 23982**

**Transportation Appropriations:** House completed all general debate on H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Tuesday, September 21.

H. Res. 583, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote. **Page 23982**

**Late Reports:** Committee on Energy and Commerce received permission to have until midnight Friday, September 17, to file a report on H.R. 5238, Orphan Drug Act; and **Page 23990**

Committee on Appropriations received permission to have until midnight tonight to file a report on H.J. Res. 599, making continuing appropriations for the fiscal year ending September 30, 1983.

**Page 24003**

**Calendar Wednesday:** Objection was heard to a unanimous-consent request to dispense with Calendar Wednesday business of September 22.

**Page 23990**

**Referrals:** Five Senate-passed measures were referred to the appropriate House committees.

**Page 24005**

**Adjournment:** Met at 10 a.m. and adjourned at 7:22 p.m.

## *Committee Meetings*

### HOUSING AND WOOD PRODUCTS INDUSTRIES

*Committee on Agriculture:* Subcommittee on Forests, Family Farms, and Energy held a hearing on the state of the housing and wood products industries. Testimony was heard from Representative Dicks, departmental and public witnesses.

## CONTINUING APPROPRIATIONS

*Committee on Appropriations:* Ordered reported H.J. Res. 599, making continuing appropriations for the fiscal year ending September 30, 1983.

## PROCUREMENT OF C-5B and B-1B AIRCRAFT AND THE SALE TO SAUDI ARABIA OF AWACS

*Committee on Armed Services:* Subcommittee on Investigations continued hearings concerning the procurement of C-5B and B-1B aircraft and the sale to Saudi Arabia of Airborne Warning and Control System (AWACS) aircraft. Testimony was heard from the following officials of the Department of Defense: Russell Rourke, Assistant Secretary for Legislative Affairs; G. Michael Andricos, Assistant for Policy and International Security Office of Legislative Affairs, Office of the Secretary of Defense; Ernest Garcia, Deputy Assistant Secretary, Senate Legislative Affairs, Office of the Secretary of Defense; and Col. Grant Miller, USAF, Military Assistant to Deputy Assistant Secretary of Defense for Legislative Affairs; and public witnesses.

Subcommittee recessed subject to call.

## MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported the following bills: H.R. 7048, amended, to require a separate family contribution schedule for Pell grants for academic years 1983-84 and 1984-85, to establish restrictions upon the contents of such schedule, and H.R. 7065, to amend the Community Services Block Grant Act to clarify the authority of the Secretary of Health and Human Services to designate community action agencies for certain community action programs administered by the Secretary for fiscal year 1982.

The Committee also began markup of H.R. 2500, Select Commission on Voluntary Service Opportunities Act of 1981.

## OVERSIGHT—HISPANIC HIGHER EDUCATION

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on Hispanic Access to Higher Education. Testimony was heard from Representatives Garcia and de la Garza and public witnesses.

## HANDICAPPED INFANTS

*Committee on Education and Labor:* Subcommittee on Select Education held an oversight hearing on the treatment of handicapped infants born with other defects. Testimony was heard from Dr. Everett C. Coop, U.S. Surgeon General, Department of Health and Human Services and public witnesses.

## FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT; ORPHAN DRUG ACT

*Committee on Energy and Commerce:* On September 15, the Committee ordered reported the following bills: H.R. 5133, amended, Fair Practices in Automotive Products Act and H.R. 5238, Orphan Drug Act.

## COMPREHENSIVE SMOKING PREVENTION EDUCATION ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment began markup of H.R. 6549, Comprehensive Smoking Prevention Education Act of 1982.

Will continue September 20.

## U.S. POLICY AND THE LAW OF THE SEA

*Committee on Foreign Affairs:* Held a hearing on U.S. Policy and the Law of the Sea. Testimony was heard from Representative McCloskey; Theodore Kronmiller, Deputy Assistant Secretary, Bureau of Oceans, Environment and International Scientific Affairs, Department of State and Leigh Ratiner, former Deputy Chairman, U.S. Delegation on the Law of the Sea.

## 34TH INTERNATIONAL WHALING COMMISSION MEETING

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on the review of the 34th International Whaling Commission meeting. Testimony was heard from John V. Byrne, Administrator, National Oceanic and Atmospheric Administration, Department of Commerce, and public witnesses.

## SBA OPERATIONS

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full Committee the following reports: "Problems With Small Business Administration Financial Assistance To Franchises;" "Unauthorized and Excessive Fees Charged to Small Businessmen for Loan Packaging, Insurance, and Legal Work on SBA Guaranteed Loans," and "Small Business Administration's Variable Interest Rate and Prime Rate Loan Policies: Negative Impact on Small Business."

## PARKS PROTECTION

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended H.R. 5162, directing the Secretary of the Interior to prepare and submit a "State of the Parks" report to Congress.

## IMMIGRATION REFORM AND CONTROL ACT

*Committee on the Judiciary:* Continued markup of H.R. 6514, Immigration Reform and Control Act of 1982

Will continue September 21

## COMPREHENSIVE DRUG PENALTY ACT

*Committee on the Judiciary:* Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 5371, Comprehensive Drug Penalty Act of 1981.

## MISCELLANEOUS MEASURES; REPORT

*Committee on Merchant Marine and Fisheries:* Ordered reported as amended the following bills: H.R. 3252, Coastal Barrier Resources Act and H.R. 7076, to amend title II of the Outer Continental Shelf Lands Act Amendments of 1978.

The Committee also approved a Report on the Disappearance of the S.S. *Poet.*

## PAY EQUITY—EQUAL PAY

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service, the Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits held a joint hearing on pay equity-equal pay for work of comparable value. Testimony was heard from Senators Kennedy and Hart; Representative Moffett; Janet Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor and public witnesses.

Hearings continue September 21.

## MISCELLANEOUS MEASURES; PROSPECTUSES

*Committee on Public Works and Transportation:* Ordered reported the following bills: H.R. 2303, to designate the New York Bulk and Foreign Mail Center at Jersey City, N.J., as the "Michael McDermott Bulk and Foreign Mail Center," and H.R. 5941, amended, to designate the building known as the Federal Building and United States Courthouse in Greenville, S.C., as the "Clement F. Haynsworth, Jr., Federal Building."

The Committee also approved 10 repair and alteration prospectuses; 12 preliminary design prospectuses and 23 lease prospectuses.

## SELECT COMMITTEE ON CHILDREN

*Committee on Rules:* Ordered reported as amended H. Res. 421, to amend the Rules of the House of Representatives to establish a Select Committee on Children, Youth, and Families. Testimony was heard from Representatives Miller of California, Boggs, Mikulski, Rousselot and Hyde.

## MARITIME ADMINISTRATION AUTHORIZATION

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 5723, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983. Testimony was heard from Representative Biaggi.

## FEDERAL TRADE COMMISSION AUTHORIZATION

*Committee on Rules:* Granted a modified open rule providing two hours of debate on H.R. 6995, to amend the Federal Trade Commission Act to extend the authorization of appropriations contained in such act. Testimony was heard from Chairman Dingell and Representatives Florio, Broyhill, Lent, Dannemeyer and Luken.

Prior to this action, the Committee ordered reported as amended H.R. 6995.

## COAL RESEARCH

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications held a hearing on Coal Research. Testimony was heard from public witnesses.

## TROPICAL DEFORESTATION

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment and the Subcommittee on Human Rights and International Organizations of the Committee on Foreign Affairs held a joint hearing on Tropical Deforestation: An Update. Testimony was heard from Frank C. Conahan, Director, International Division, General Accounting Office; Bruce Ross, Project Director, Food and Renewable Resources Program, Office of Technology Assessment; Noel Vietmeyer, Professional Associate, National Academy of Sciences; Nyle C. Brady, Senior Assistant Administrator, Bureau for Science and Technology, Agency for International Development; and Bill L. Long, Office of Food and Natural Resources, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State.

## NATIONAL ENGINEERING AND SCIENCE MANPOWER ACT

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology approved for full Committee action as amended H.R. 5254, National Engineering and Science Manpower Act of 1982.

## DISC AND EXPORT TAX INCENTIVES

*Committee on Small Business:* Subcommittee on Tax, Access to Equity Capital and Business Opportunities held a hearing on DISC and export tax incentives. Testimony was heard from public witnesses.

## MISCELLANEOUS TARIFF AND TRADE BILLS

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on certain tariff and trade bills. Testimony was heard from departmental and public witnesses.

### COMMITTEE BUSINESS

*Permanent Select Committee on Intelligence:* Met in executive session to consider pending business.

## *Joint Meetings*

### BUFFALO BILL DAM AND RESERVOIR

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, increasing limitations of Federal reclamation laws, and providing for the resolution of the Papago Indian water issue, but did not complete action thereon, and will meet again Tuesday, September 21.

### AUTHORIZATIONS—NRC

*Conferees* met in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission.

### JOB TRAINING ASSISTANCE

*Conferees* met in evening session to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment training assistance.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, September 17, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 24058–24147*

**Bills Introduced:** Ten bills and three resolutions were introduced, as follows: S. 2922–2931, S.J. Res. 248, S. Con. Res. 122, and S. Res. 468. **Page 24070**

**Bills Reported:** Reports were made as follows:

S. 2913, increasing the rates of disability compensation for disabled veterans, increasing the rates of dependency and indemnity compensation for surviving spouses and children of disabled veterans, discontinuing duplicative payment to certain veterans, increasing the level of disability required for the payment of dependent allowances, providing for cost-saving improvements in veterans' programs, and improving certain aspects of the Veterans' Administration educational benefits programs and the Department of Labor veterans' employment programs. (S. Rept. No. 97–550).

**Page 24070**

**Measures Passed:**

*Commendation of Earl Weaver:* Senate agreed to S. Res. 468, paying tribute to Earl Weaver, Manager of the Baltimore Orioles baseball team.

**Page 24141**

*Enrollment Correction:* Senate agreed to H. Con. Res. 405, making corrections in the enrollment of H.R. 3517, authorizing the granting of permanent residence status to certain nonimmigrant aliens residing in the Virgin Islands.

**Page 24142**

*New Mexico Lands Inclusions:* Senate passed S. 2405, providing for certain lands in New Mexico to be included in the Cibola National Forest System and into the existing Sandia Wilderness, after agreeing to a Committee amendment in the nature of a substitute, and Baker (for McClure) unprinted amendment No. 1263, of a technical nature.

**Page 24142**

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and the following amendment proposed thereto:

**Page 24121**

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

**Page 24121**

A second motion to close further debate on Helms modified Amendment No. 2031 was entered, and, in accordance with Senate Rule XXII, vote on such motion will occur on Tuesday, September 21.

**Page 24140**

Senate will continue consideration of the joint resolution and amendments proposed thereto on Monday, September 20.

At 3 p.m., after ascertaining a quorum, a vote will occur on the first motion to close further debate on Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools.

**Nominations:** Senate received the following nominations:

Orville G. Bentley, of Illinois, to be an Assistant Secretary of Agriculture.

L. Clair Nelson, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission, David J. Fischer, of Texas, to be Ambassador to the Republic of Seychelles.

James K. Stewart, of California, to be Director of the National Institute of Justice.

Fowler C. West, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

Walter C. Wallace, of New York, to be a Member of the National Mediation Board.

2 Army nominations in the rank of General.

Routine list of Foreign Service nominations. Page 24146

**Messages From the President:** Page 24066

**Messages From the House:** Page 24070

**Measures Ordered Placed on Calendar:** Page 24070

**Statement on Introduced Bills:** Page 24070

**Amendments Submitted for Printing:** Page 24106

**Notices of Hearings:** Page 24107

**Additional Statements:** Page 24107

**Nominations:** Page 24146

**Recess:** Senate convened at 9:30 a.m., and recessed at 1:54 p.m., until 2 p.m., on Monday, September 20, 1982.

## *Committee Meetings*

### APPROPRIATIONS—COMMERCE/JUSTICE/STATE/THE JUDICIARY

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary, and Related Agencies approved for full committee consideration proposed legislation appropriating funds for fiscal year 1983 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of William R. Graham, of California, to be Chairman of the General Advisory Committee of the United States Arms Control and Disarmament Agency, after the nominee testified and answered questions in his own behalf.

### TAIWAN COMMUNIQUE AND SEPARATION OF POWERS

*Committee on the Judiciary:* Subcommittee on Separation of Powers began hearings on certain constitutional and separation of powers issues involving the U.S.-China Joint Communique of August 17, 1982, and the Taiwan Relations Act (P.L. 96-8), receiving testimony from Senator Symms; Senator Richard Stone, Ray S. Cline, The Center for Strategic and International Studies, Georgetown University, and Harold C. Hinton, George Washington University, all of Washington, D.C.; Leonard Unger, Fletcher School of Law and Diplomacy, Tufts University, Medford, Massachusetts; and James Gregor, Institute of International Studies, University of California, Berkeley.

Hearings continue on Monday, September 27.

---

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Monday, September 20.

## *Committee Meetings*

### TAKX PREPOSITIONING SHIPS

*Committee on Armed Services:* Subcommittee on Readiness held a hearing to review the Navy's conditional contract awards for the charter and conversion of TAKX prepositioning ships. Testimony was heard from Representative Davis and George A. Sawyer, Assistant Secretary for Shipbuilding and Logistics, Department of the Navy.

### NATURAL GAS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on natural gas issues, with emphasis on Intrastate and Interstate Natural Gas Pipeline. Testimony was heard from public witnesses.

### DISPOSITION BY THE SEC OF CITICORP INVESTIGATIONS

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations concluded hearings into the disposition by the SEC of its Citicorp investigations and related enforcement and regulatory issues. Testimony was heard from public witnesses.

### BUDGET PROCESS

*Committee on Rules:* Task Force on the Budget Process continued hearings on the Budget Process. Testimony was heard from Representatives Obey, Hoyer, Donnelly and de Lugo.

Hearings continue September 23.

### RYES SYNDROME

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Ryes Syndrome. Testimony was heard from public witnesses.

## *Joint Meeting*

### AUTHORIZATIONS—NRC

*Conferees* on Thursday, September 16, agreed to file a conference report on H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, September 20, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 24159–24210*

**Bills Introduced:** Two bills and five resolutions were introduced, as follows: S. 2932–2933, S.J. Res. 249, and S. Res. 469–471. **Page 24200**

**Bills Reported:** Reports were made as follows:

H.R. 5203, authorizing funds for fiscal years 1983 and 1984 for programs of the Federal Insecticide, Fungicide, and Rodenticide Act, and extending the scientific advisory panel for an additional ten years, with an amendment in the nature of a substitute. (S. Rept. No. 97–551)

S. Res. 469, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5203, listed above. Referred to the Committee on the Budget.

S. Res. 459, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1999, providing for the establishment of Wolf Trap Farm Park, Fairfax County, Virginia, and authorizing funds for certain activities of the Wolf Trap Foundation for the Performing Arts.

S. Res. 463, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2671, establishing a Commission on the Bicentennial of the Constitution to plan and coordinate observances and activities commemorating the events culminating in the framing of the Constitution.

S. 1661, authorizing the acquisition of land by exchange for addition to the Effigy Mounds National Monument in Iowa. (S. Rept. No. 97–552)

S. 1964, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System. (S. Rept. No. 97–553)

S. 1965, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System. (S. Rept. No. 97–554)

S. Res. 464, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located.

S. 1978, granting a simple fee to a certain private land claim in Livingston Parish, Louisiana, with an amendment in the nature of a substitute. (S. Rept. No. 97–555)

S. 2279, establishing the Alben Barkley National Historic Site in Kentucky, with an amendment. (S. Rept. No. 97–556)

S. 2710, establishing a wilderness area in the Hoosier National Forest area, Indiana, with an amendment in the nature of a substitute. (S. Rept. No. 97–557)

S.J. Res. 155, redesignating the Saint Croix Island National Monument in Maine as the Saint Croix Island International Historic Site. (S. Rept. No. 97–558)

H.J. Res. 207, providing for the placement of a plaque at the U.S. Marine Corps War Memorial honoring Joseph Rosenthal, the photographer of the scene depicted by the memorial. (S. Rept. No. 97–559)

H.R. 1281, providing for the conveyance of a specified trade and manufacturing site located in Alaska to a qualified entryman without regard to existing law which prohibits entry on lands which abut navigable water for more than 80 rods, with an amendment. (S. Rept. No. 97–560)

H.R. 6029, providing for the Secretary of the Interior to acquire from the State of Indiana certain lands by exchange at the Indiana Dunes National Lakeshore. (S. Rept. No. 97–561)

H.R. 6188, authorizing the Secretary of the Interior to engage in a special study to assist the State of Nebraska in establishing water resource development priorities in the Platte River Basin. (S. Rept. No. 97–562)

S. Res. 470, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2279, listed above. Referred to the Committee on the Budget.

S. Res. 471, waving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6188, listed above. Referred to the Committee on the Budget.

**Page 24199**

**Measure Passed:**

*Interstate Compact:* Senate passed H.R. 5288, granting the consent of Congress to the agreement between the States of New Hampshire and Vermont providing for the construction and operation of facilities for the processing or disposal of solid waste. **Page 24186**

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Page 24170

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

Page 24170

By 50 yeas to 39 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools.

Page 24169

A third cloture motion to close further debate on Helms modified Amendment No. 2031 was entered, and, in accordance with Senate Rule XXII, vote on such motion will occur on Wednesday, September 22.

Page 24186

Senate will continue consideration of the joint resolution and amendments proposed thereto on Tuesday, September 21.

At 2:30 p.m., a vote will occur on a cloture motion to close further debate on Helms modified Amendment No. 2031, with the required quorum call having been waived.

Page 24186

**Copyright Royalties:** Senate insisted on its amendments to H.R. 4441, requiring that registration fees be paid to the Copyright Office when the registration application is filed, agreed to a conference with the House thereon, and appointed as conferees Senators Thurmond, Mathias, Laxalt, DeConcini, and Zorinsky.

Page 24187

**Endangered Species Act Amendments of 1982:** Senate agreed to the conference report on H.R. 6133, authorizing funds for fiscal years 1983, 1984, and 1985, to provide protection for endangered species of plants and animals.

Page 24187

**Presidential Message:** Senate received a message from the President transmitting a governing international fishery agreement between the United States and Japan signed at Washington, September 10, 1982, which was referred jointly to the Committees on Commerce, Science, and Transportation, and Foreign Relations. (PM-181)

Page 24199

**Confirmations:** Senate confirmed the following nominations:

Justin Dart, of California, to be a Member of the Board of Directors of the Communications Satellite Corporation.

Routine list of Coast Guard nominations.

Page 24210

**Nomination:** Senate received the nomination of George W. Douglas, of Texas, to be a Federal Trade Commissioner.

Page 24210

**Messages From the President:** Page 24199

**Statements on Introduced Bills:** Page 24200

**Amendments Submitted for Printing:** Page 24203

**Notices of Hearings:** Page 24203

**Committee Authority To Meet:** Page 24204

**Additional Statements:** Page 24210

**Nominations:** Page 24210

**Confirmations:** Page 24210

**Quorum Calls:** One quorum call was taken today. (Total—45)

Page 24169

**Record Votes:** One record vote was taken today. (Total—345)

Page 24169

**Recess:** Senate convened at 2 p.m., and recessed at 4:56 p.m. until 10:30 a.m., on Tuesday, September 21, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 24160.)

## *Committee Meetings*

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Jay F. Morris, of Maryland, to be Deputy Administrator, Agency for International Development, and Edward A. Curran, of Maryland, to be Deputy Director, Peace Corps, after the nominees testified and answered questions in their own behalf.

### MILITARY SPACE PROGRAMS/ARMS CONTROL

*Committee on Foreign Relations:* Subcommittee on Arms Control, International Operations and Environment held hearings on the status of U.S. military space programs and related Soviet activities, and space arms control issues, receiving testimony from Eugene V. Rostow, Director, Arms Control and Disarmament Agency; Richard D. DeLauer, Under Secretary of Defense for Research and Engineering; Richard Garwin, Harvard University, Cambridge, Massachusetts; John Steinbrunner, Brookings Institution, Washington, D.C.; and Robert W. Bucheim, former Head of U.S. Delegation to U.S.-U.S.S.R. Anti-Satellite Weapons Talks, Phoenix, Arizona.

Hearings were recessed subject to call.

### BEIRUT

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in Beirut, Lebanon, from officials of the Central Intelligence Agency, but made no announcements.

### PROFESSIONAL SPORTS ANTITRUST IMMUNITY

*Committee on the Judiciary:* Committee resumed hearings on S. 2784 and S. 2821, bills clarifying the intent of antitrust laws relating to the relocation of member clubs of professional sports leagues, receiving testimony from Al Davis, Los Angeles Raiders, Los Angeles, California; Mayor Lionel Wilson, Oakland, California; and Daniel M. Rooney, Pittsburgh Steelers, Pittsburgh, Pennsylvania.

Hearings continue on Wednesday, September 22.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 7140–7142; and 1 resolution, H. Res. 593 were introduced.

Page 24316

**Bills Reported:** Reports were filed as follows:

Conference report on H.R. 6133, to authorize appropriations to carry out the provisions of the Endangered Species Act of 1973 for fiscal years 1983, 1984, and 1985 (H. Rept 97–835);

H.R. 5573, to amend the Internal Revenue Code of 1954 to encourage contributions of computers and other sophisticated technological equipment to elementary and secondary schools, amended (H. Rept. 97–836);

H.R. 6867, to change the tariff treatment with respect to certain articles, amended (H. Rept. 97–837);

H.R. 7092, to amend the Internal Revenue Code of 1954 to provide for a 1-year extension of the taxes which are transferred into the highway trust fund, amended (H. Rept. 97–838);

H.R. 7094, to amend the Internal Revenue Code of 1954 to impose a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans (H. Rept. 97–839); and

H.R. 5238, Orphan Drug Act, amended (H. Rept. 97–840, foregoing reports filed on September 17).

Page 24316

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Bennett as Speaker pro tempore for today. Page 24211

**Consent Calendar:** On the call of the Consent Calendar, the House took the following actions:

Cleared for the President:

*Emergency Fund Act:* S. 1628, to amend the Emergency Fund Act (Act of June 26, 1948, 62 Stat. 1052).

Sent to the Senate without amendment:

*Indian lands:* H.R. 5204, to authorize and direct the Secretary of the Interior to accept certain lands for the benefit of the Sycuan Band of Mission Indians.

Sent to the Senate, amended:

*Burns Paiute Indians:* H.R. 5007, to provide for the designation of the Burns Paiute Indian Colony of Oregon as the beneficiary of a public domain allotment and to provide that all interests in public domain allotments in Harney County, Oregon, which are held by Indian allottees who die intestate and without heirs shall escheat to the United States to be held in trust for the benefit of the Burns Paiute Indian Colony of Oregon and added to the Burns Paiute Indian Reservation. Subsequently, this passage was vacated and S. 1468, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Eligible bill not considered:

*Passed over without prejudice:* H.R. 5652.

Page 24211

**Allyn Cox:** Agreed to H. Res. 593, honoring the work and achievements of the artist Allyn Cox, and recognizing those who made possible the program of beautifying the Capitol with historical murals.

Page 24214

**Presidential Messages:** Read the following messages from the President:

*Synthetic fuels:* Message transmitting the second annual report on activities undertaken by the United States Synthetic Fuels Corporation and the Department of Energy to implement the development of synthetic fuels under the Defense Production Act of 1950, amended—referred to the Committees on Banking, Finance and Urban Affairs and Energy and Commerce;

*Education:* Message transmitting the second annual report of the Department of Education which covers fiscal year 1981—referred to the Committee on Education and Labor; and

*U.S.-Japan fishing:* Message transmitting a governing international fishery agreement between the United States and Japan signed at Washington on September 10—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 97–237).

Page 24215

**Late Report:** Objection was heard to the request that the Committee on Energy and Commerce have until midnight tonight to file a report on H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States.

Page 24241

**Suspensions:** House voted to suspend the rules and pass the following bills:

*Subchapter S corporations:* H.R. 6055, amended, to revise subchapter S of the Internal Revenue Code of 1954 (relating to small business corporations);

Page 24215

*Multiemployer pension plans:* H.R. 7094, amended, to amend the Internal Revenue Code of 1954 to impose a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans. Agreed to amend the title;

Page 24225

*Public utility property:* H.R. 1524, amended, to amend sections 46(f) and 167(l) of the Internal Revenue Code of 1954 with respect to the treatment of public utility property. Agreed to amend the title;

Page 24226

*Money purchase plan:* H.R. 4948, amended, to amend the Internal Revenue Code of 1954 to provide for the application of cash or deferred arrangement rules to money purchase plans;

Page 24233

*Periodic payment settlements:* H.R. 5470, amended, to amend the Internal Revenue Code of 1954 to insure periodic payments for damages received on account of personal injuries or sickness. Agreed to amend the title;

Page 24235

*Taxes paid to Virgin Islands:* H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands source income;

Page 24242

*Veterans employment and education assistance:* H.R. 6794, amended, to amend title 38, United States Code, to improve job training and job placement programs and educational assistance programs for veterans;

Page 24259

*Wolf Trap Farm Park:* H.R. 6875, amended, to provide financial assistance to the Wolf Trap Foundation for the Performing Arts for reconstruction of the Filene Center in Wolf Trap Farm Park;

Page 24268

*Capitol Reef National Park:* S. 1872, amended, to amend the Act establishing the Capitol Reef National Park in the State of Utah to provide for a grazing phaseout schedule. Agreed to amend the title;

Page 24271

*Community action programs:* H.R. 7065, to amend the Community Services Block Grant Act to clarify the authority of the Secretary of Health and Human Services to designate community action agencies for certain community action programs administered by the Secretary for fiscal year 1982;

Page 24278

*Public Health Service amendments:* H.R. 6458, amended, to amend the Public Health Service Act and related laws to consolidate the laws relating to the Alcohol, Drug Abuse, and Mental Health Administration, the National Institute of Mental Health, the National Institute of Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse;

Page 24279

*Congressional reporting requirements:* H.R. 6005, amended, to discontinue or amend certain requirements for agency reports to Congress;

Page 24282

*Ocean dumping:* H.R. 6113, amended, to amend title I of the Marine Protection, Research, and Sanctuaries Act of 1972;

Page 24285

*Federal court reform:* H.R. 6872, amended, to provide greater discretion to the Supreme Court in selecting the cases it will review, to extend to all Federal jurors eligibility for Federal worker's compensation, to provide for the taxing of attorney fees in certain actions brought by jurors, to authorize the service of jury summonses by ordinary mail, to permit courts of the United States to establish the order of hearing for certain civil matters;

Page 24299

*Lanham Trademark Act:* H.R. 5154, amended, to amend the Lanham Trademark Act to prohibit any State from requiring that a registered trademark be altered for use within such State, and to encourage private enterprise with special emphasis on the preservation of small business; and

Page 24305

*Missing children:* H.R. 6976, to amend title 28, United States Code, to require the Attorney General to acquire and exchange information to assist Federal, State, and local officials in the identification of certain deceased individuals and in the location of missing persons (including unemancipated persons).

Page 24306

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, September 22:

*Foreign commodity income:* H.R. 3581, amended, to amend the Internal Revenue Code of 1954 to exclude certain foreign commodity income from treatment as foreign personal holding company income;

Page 24230

*Property transfers to employees:* H.R. 4577, amended, to amend Public Law 97–34;

Page 24232

*Computer contributions to schools:* H.R. 5573, amended, to amend the Internal Revenue Code of 1954 to encourage contributions of computers and other sophisticated technological equipment to elementary and secondary schools,

Page 24236

*Miscellaneous tariffs:* H.R. 6867, amended, to change the tariff treatment with respect to certain articles;

Page 24243

*Uniform service pay:* H.R. 6317, amended, to revise the manner in which the October 1, 1982, pay increase for members of the uniformed services is to be determined, to make various adjustments in military personnel and compensation programs; and

Page 24251

*Pell Grants:* H.R. 7048, amended, to require a separate family contribution schedule for Pell Grants for academic years 1983–1984 and 1984–1985, to establish restrictions upon the contents of such schedule.

Page 24274

**Referrals:** Five Senate-passed measures were referred to the appropriate House committees.

Page 24317

**Adjournment:** Met at noon and adjourned at 5:01 p.m.

## *Committee Meetings*

### NAVAL VESSEL TRANSFERS

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the effects of ship transfers on U.S. Navy force levels, and ordered reported for full committee action H.R. 7115, to authorize the transfer of nine naval vessels to certain foreign governments. Testimony was heard from RAdm. Theodore Almstedt, Director, Security Assistance, and RAdm. Walter T. Piopti, Director, Surface Warfare Division, Office of the Chief of Naval Operations, Department of the Navy; and Richard Ogden, Director, Office of Security Assistance and Sales, Department of State.

### COMPREHENSIVE SMOKING PREVENTION EDUCATION ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued markup of H.R. 6549, Comprehensive Smoking Prevention Education Act of 1982.

Will continue September 21.

### NATURAL GAS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on natural gas issues, with emphasis on natural gas producers. Testimony was heard from public witnesses.

### HHS OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held an oversight hearing on the Department of Health and Human Services. Testimony was heard from Richard S. Schweiker, Secretary of the Department of Health and Human Services.

### OCS OIL AND GAS DEVELOPMENT

*Committee on Interior and Insular Affairs:* Subcommittee on Oversight and Investigations, began hearings on Outer Continental Shelf oil and gas development with focus on the major economic implications of Secretary James Watt's recently approved five year leasing schedule. Testimony was heard from public witnesses. Hearings will continue September 28.

## *Joint Meeting*

### JOB TRAINING ASSISTANCE

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment training assistance, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆◆

# *Tuesday, September 21, 1982*

# Senate

## *Chamber Action*

***Routine Proceedings, pages 24426–24518***

**Bills Introduced:** Three bills and eight resolutions were introduced, as follows: S. 2934–2936, S.J. Res. 250, S. Con. Res. 123–124, and S. Res. 472–476.

Page 24505

**Bills Reported:** Reports were made as follows:

Special Report on Allocation of Budget Totals by the Committee on Energy and Natural Resources. (S. Rept. No. 97–563)

S. Res. 453, designating the week of October 3 through October 9, 1982, as "National Productivity Improvement Week."

S. Res. 473, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 675, establishing a commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and Federal law. Referred to the Committee on the Budget.

S. Res. 474, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2411, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts. Referred to the Committee on the Budget.

S. Res. 475, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4476, authorizing funds through fiscal year 1986 for the Administrative Conference of the United States. Referred to the Committee on the Budget.

S.J. Res. 178, proclaiming the second week of April as "National Medical Laboratory Week."

S.J. Res. 225, designating the week beginning on November 21, 1982, as "National Alzheimer's Disease Week."

H.R. 4566, revising the tariff treatment of various articles, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–564)

S.J. Res. 250, providing for the solution of the single outstanding issue in the current railway labor-management dispute.

S. 2936, authorizing funds for fiscal year 1983 for compensation to uniformed military personnel. (S. Rept. No. 97–565)

S. Res. 476, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2936, listed above. Referred to the Committee on the Budget. **Page 22504**

**Measure Passed:**

*Railway Labor-Management Dispute:* Senate passed S.J. Res. 250, providing for the solution of the single outstanding issue in the current railway labor-management dispute. **Page 24489**

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and the following amendment proposed thereto:

**Page 24441**

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

**Page 24441**

By 53 yeas to 47 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools. **Page 24471**

A fourth cloture motion to close further debate on Helms modified Amendment No. 2031 was entered, and, in accordance with Senate Rule XXII, a vote on such motion will occur on Thursday, September 23.

**Page 24486**

Senate will continue consideration of the joint resolution and amendments proposed thereto on Wednesday, September 22.

At 12 Noon, a vote will occur on a cloture motion to close further debate on Helms modified Amendment No. 2031, with the required quorum call having been waived.

**Presidential Messages:** Senate received the following messages from the President, on Friday, September 17:

(1) Transmitting second annual report on activities undertaken by the United States Synthetic Fuels Corporation and the Department of Energy to implement the development of synthetic fuels under the Defense Production Act of 1950. Referred to the Committee on Energy and Natural Resources. (PM–179).

(2) Transmitting second annual report of the Department of Education for fiscal year 1981. Referred to the Committee on Labor and Human Resources. (PM–180).

**Page 24504**

**Nominations:** Senate received the following nominations:

Sharon E. Ahmad, of the District of Columbia, to be Ambassador to the Republic of The Gambia.

John Blane, of Illinois, to be Ambassador to the Republic of Rwanda.

Two Air Force nominations in the rank of General.

**Page 24518**

**Messages From the President:** **Page 24504**

**Messages From the House:** **Page 24504**

**Measures Ordered Placed on Calendar:** **Page 24504**

**Statements on Introduced Bills:** **Page 24505**

**Amendments Submitted for Printing:** **Page 24510**

**Notices of Hearings:** **Page 24510**

**Committee Authority To Meet:** **Page 24510**

**Additional Statements:** **Page 24510**

**Nominations:** **Page 24518**

**Record Vote:** One record vote was taken today. (Total—346)

**Page 24471**

**Recess:** Senate convened at 10:30 a.m., and recessed at 9:02 p.m., until 10 a.m., on Wednesday, September 22, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 24518.)

## *Committee Meetings*

### PROCESSED AND VALUE-ADDED PRODUCTS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Foreign Agricultural Policy concluded hearings on U.S. agricultural exports of processed and value-added products, focusing on the history of these exports as well as potential benefits of increased export volume, after receiving testimony from William Lesher, Assistant Secretary of Agriculture for Economics; North Dakota Governor Allen Olsen, Bismarck, on behalf of the National Governor's Association Committee on Agriculture; Richard Coonrod, Pillsbury Company, and Frank Hoese, American Federation of Grain Millers, both of Minneapolis, Minnesota; Jack Reed, Archer Daniels Midland, Decatur, Illinois; Harold Samuels, representing the AFL–CIO, Varel Bailey, American Corn Growers Association, and W. Glenn Tussey, American Farm Bureau Federation, all of Washington, D.C.; Daniel Shaughnessy, Western Great Lakes Maritime Association, Arlington, Virginia; and Marvin Johnson, House of Raeford, Raeford, North Carolina.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense began consideration of proposed legislation appropriating funds for fiscal year 1983 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

### NAVAL VESSEL TRANSFER

*Committee on Armed Services:* Subcommittee on Sea Power and Force Projection approved for full committee consideration proposed legislation authorizing the transfer of certain naval vessels to certain foreign governments.

Prior to this action, the subcommittee concluded hearings on the aforementioned legislation, after receiving testimony from Rear Admiral T. A. Almstedt, Director, Security Assistance Division, Office of the Chief of Naval Operations (OP–63); and Leslie H. Brown, Deputy Director, Bureau of Politico-Military Affairs, Department of State.

### BUDGET ACT

*Committee on the Budget:* Committee resumed hearings on proposals reforming the Congressional Budget Act of 1974, including S. 13, S. 59, S. 581, S. 582, S. 193, S. 265, S. 384, S. 938, S. 2629, S. 1683, S. 2008, S. 2069, and S. 2454, receiving testimony on whether the current tools for Congressional enforcement of budget decisions are adequate, the budget timetable, on whether the mechanism of impoundment control in Title X of the Act needs to be changed to enable Congress and the President to keep actual outlays from exceeding those adopted in Congressional budget resolutions on the range of Federal fiscal activities in relation to the Congressional budget process, and what adjustments in the Congressional budget process and the Budget Act would be required if the balanced-budget Constitutional amendment is adopted by the Congress and ratified by the States from Alice M. Rivlin, Director, Congressional Budget Office; and Charles A. Bowsher, Comptroller General of the United States.

Hearings will continue on Thursday, September 23.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

Radio Regulations (Geneva, 1979) and a Final Protocol (Treaty Doc. No. 97–21);

Tax Convention with the Republic of Austria (Treaty Doc. No. 97–26);

H.R. 6758, authorizing the sale of defense articles to U.S. companies for incorporation into end items to be sold to friendly countries, with an amendment in the nature of a substitute, and in lieu of S. 2920;

The nominations of Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to the German Democratic Republic, Henry Allen Holmes, of the District of Columbia, to be Ambassador to Portugal, Kenneth W. Dam, of Illinois, to be Deputy Secretary of State, W. Allen Wallis, of New York, to be Under Secretary of State for Economic Affairs, William R. Graham, of California, to be Chairman of the General Advisory Committee of the United States Arms Control and Disarmament Agency, Edwin J. Feulner, Jr., of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy, W. Scott Thompson, of Massachusetts, to be an Associate Director of Broadcasting of the U.S. Information Agency, Fernando E. Rondon, of Virginia, a Career Member of the Senior Foreign Service, Class of Counselor, now Ambassador to the Democratic Republic of Madagascar, to serve concurrently and without additional compensation as Ambassador to the Federal and Islamic Republic of the Comoros, Herbert A. Cochran, of North Carolina, Henry Y. McCown, Jr., of Texas, and Michael J. Mercurio, of California, each to be Career Members of the Senior Foreign Service of the United States, Class of Counselor, William R. Graham, of California, Colin S. Grey, of New York, Roland F. Herbst, of California, Francis P. Hoeber, of Virginia, Charles B. Marshall, of Virginia, Jaime Oaxaca, of California, Shirley N. Pettis, of California, John P. Roche, of Massachusetts, Donald Rumsfeld, of Illinois, Harriet F. Scott, of Virginia, Laurence H. Silberman, of California, Elmo R. Zumwalt, Jr., of Virginia, Eli S. Jacobs, of California, and

Robert B. Hotz, of Maryland, each to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency, a Foreign Service officer list dated September 13, 1982, and Kenneth L. Adelman, of Virginia, Senators Johnston and Kasten, Jeane J. Kirkpatrick, of Maryland, and John Davis Lodge, of Connecticut, each to be a Representative of the United States of America to the Thirty-seventh Session of the General Assembly of the United Nations, and Charles M. Lichenstein, of the District of Columbia, Gordon C. Luce, of California, Hernan Padilla, of Puerto Rico, William Courtney Sherman, of Virginia, and Jose S. Sorzano, of Virginia, each to be an Alternate Representative of the United States of America to the Thirty-seventh Session of the General Assembly of the United Nations; and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba.

Also, the committee approved for reporting, upon referral to the committee, a bill authorizing the transfer of certain naval vessels to certain foreign governments (pending before the Committee on Armed Services).

Prior to this action, the committee concluded hearings on the nominations of Messrs. Feulner and Thompson, after the nominees testified and answered questions in their own behalf.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Theodore C. Maino, of California, to be Ambassador to the Republic of Botswana, Peter D. Constable, of New York, to be Ambassador to the Republic of Zaire, Robert B. Oakley, of Louisiana, to be Ambassador to the Somali Democratic Republic, and David J. Fisher, of Texas, to be Ambassador to the Republic of Seychelles, after the nominees testified and answered questions in their own behalf. Testimony was received on the nomination of Mr. Maino, from Dennis Hayes, American Foreign Service Association, Washington, D.C.

## START

*Committee on Foreign Relations:* Committee met in closed session to consult with officials on the Strategic Arms Reduction Talks (START). Present were Ambassador Edward L. Rowny, Chief START Negotiator, and Rear Admiral Jonathan T. Howe, Director, Bureau of Politico-Military Affairs, Department of State.

## BEIRUT

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current situation in Beirut, Lebanon, from Nicholas A. Veliotes, Assistant Secretary of State for Near Eastern and South Asian Affairs, but made no announcements.

## DOE REORGANIZATION

*Committee on Governmental Affairs:* Committee concluded hearings on S. 2562, transferring certain activities of the Department of Energy to the Department of Commerce, focusing on reorganization issues relating to the Department of Energy research and development programs, after receiving testimony from Alvin W. Trivelpiece, Director, Office of Energy Research, Department of Energy; George C. Dacey, Sandia National Laboratory, Albuquerque, New Mexico; Robert N. Thorn, Los Alamos National Laboratory, Los Alamos, New Mexico; and J. W. Fraser Russell, University of Delaware, Newark.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

An original bill creating an additional 45 Federal judgeships;

S. 1688, making it a Federal offense when a convicted criminal commits a series of crimes involving firearms, with an amendment in the nature of a substitute;

S. 1698, providing preferential treatment in the admission of children of mixed Asian and American heritage (Amerasians), with an amendment in the nature of a substitute;

S. 2580, establishing the Christopher Columbus Quincentenary Jubilee Commission to plan, encourage, coordinate, and conduct the commemoration of the voyages of discovery of Christopher Columbus with amendments;

S.J. Res. 178, proclaiming the second week of April as "National Medical Laboratory Week";

S.J. Res. 225, designating the week beginning on November 21, 1982, as "National Alzheimer's Disease Week";

S. Res. 453, designating the week of October 3 through October 9, 1982, as "National Productivity Improvement Week";

An original resolution (S. Res. 475) waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4476, authorizing funds through fiscal year 1986 for the Administrative Conference of the United States;

An original resolution (S. Res. 473) waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 675, establishing a commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and Federal law;

An original resolution (S. Res. 474) waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2411, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts; and

The nominations of Edward Rafeedie, to be U.S. District Judge for the Central District of California, David D. Dowd, Jr., to be U.S. District Judge for the Northern District of Ohio, and Edward W. Ray, of California, to be a Commissioner of the Copyright Royalty Tribunal.

### RAILWAY LABOR-MANAGEMENT DISPUTE

*Committee on Labor and Human Resources:* Committee concluded hearings to review the nature and issues over which the Locomotive Engineers are striking, to verify the extent of the work stoppage and its impact upon the national economy, and to examine the Administration's proposal to end the strike, after receiving testimony from Drew Lewis, Secretary of Transportation; Robert Blanchette, Administrator, Federal Railroad Administration; John M. Fowler, General Counsel, Department of Transportation; Robert O. Harris, Chairman, National Mediation Board; and John Sytsma, Brotherhood of Locomotive Engineers, Charles Hopkins, National Railway Labor Conference, and Fred Hardin, Railway Labor Executives Association, all of Washington, D.C.

### EFFECTS OF ALCOHOL CONSUMPTION DURING PREGNANCY

*Committee on Labor and Human Resources:* Subcommittee on Alcoholism and Drug Abuse concluded hearings on the effects of alcohol on the fetus and the role Federal, State and local governments play in stimulating research and disseminating the knowledge gained, after receiving testimony from Edward N. Brandt, Jr., Assistant Secretary of Health and Human Services for Health; William Mayer, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, Department of Health and Human Services; John Aase, University of New Mexico, Albuquerque; Ruth E. Little, University of Washington, Seattle; LeClair Bissell and Jokichi Takamine, both of the American Medical Association, Chicago, Illinois; Sheila B. Blume, The National Council on Alcoholism, Sergio E. Fabro, the American College of Obstetricians and Gynecologists, and Rex Davis, Licensed Beverage Information Council, all of Washington, D.C.; Henry Rosett, Boston University School of Medicine, Boston, Massachusetts; and Arthur Salisbury, The March of Dimes, White Plains, New York.

### VA PROGRAMS

*Committee on Veterans' Affairs:* Committee held hearings to receive American Legion legislative recommendations for fiscal year 1983. Testimony was received from Al Keller, Jr., Kankakee, Illinois, on behalf of the American Legion.

Committee recessed subject to call.

### ABSCAM

*Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee resumed hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, focusing on certain FBI undercover operations, receiving testimony from Oliver B. Revell, Assistant Director, Criminal Investigative Division, Federal Bureau of Investigation, Department of Justice, who was accompanied by several of his associates.

Hearings continue on Tuesday, September 28.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 9 public bills, H.R. 7143–7151; 2 private bills, H.R. 7152 and 7153; and 9 resolutions, H.J. Res. 600–602, H. Con. Res. 409, and H. Res. 594–598 were introduced.

Page 24421

**Bills Reported:** Reports were filed as follows:

H.R. 3252, to establish the Coastal Barrier Resources System, amended (H. Rept. 97–841);

H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States, amended (H. Rept. 97–842);

H.R. 7115, to authorize the transfer of nine naval vessels to certain foreign governments (H. Rept. 97–843);

H. Res. 594, providing for the consideration of H.R. 6173, to amend the Public Health Service Act to replace title XV of such Act with a block grant to States for health planning (H. Rept. 97–844);

H. Res. 595, providing for the consideration of H.R. 6457, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to the National Institutes of Health and the national research institutes (H. Rept. 97–845);

H. Res. 596, providing for the consideration of H.J. Res. 599, making continuing appropriations for the fiscal year 1983 (H. Rept. 97–846);

H. Res. 421, providing for the establishment of a Select Committee on Children, Youth, and Families, amended (H. Rept. 97–847);

H. Res. 581, to amend the Rules of the House of Representatives to establish an Office of the Historian in the United States House of Representatives (H. Rept. 97–848);

H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983 (H. Rept. 97–849); and

H.R. 7145, making appropriations for energy and water development for the fiscal year ending September 30, 1983 (H. Rept. 97–850).

Page 24420

**Private Calendar:** On the call of the Private Calendar, the House took the following actions:

Cleared for the President: S. 215.

Passed and sent to the Senate, amended: H.R. 5858.

Passed over without prejudice: H.R. 1547, H.R. 1352, H.R. 1830, H.R. 2276, H.R. 2277, and S. 215.

Page 24344

**Committee To Sit:** Committee on Post Office and Civil Service received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 22.

Page 24345

**Continuing Appropriations:** Objection was heard to a unanimous-consent request that it be in order on Wednesday, or any day thereafter, to consider in the House H.J. Res. 599, making continuing appropriations for the fiscal year ending September 30, 1983.

Page 24346

**Late Reports:** Committee on Appropriations received permission to have until midnight tonight to file reports on H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983; and H.R. 7145, making appropriations for energy and water development for the fiscal year ending September 30, 1983.

Page 24349

**Transportation Appropriations:** By a yea-and-nay vote of 268 yeas to 119 nays, Roll No. 345, the House passed H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983.

Agreed To:

An amendment that transfers $18 million in appropriations from Coast Guard retired pay to Coast Guard operating expenses and reserve training;

An amendment that provides spending limitations for certain items covered by the appropriation for operating expenses of the Panama Canal Commission; and

An amendment that authorizes the Secretary of the Treasury to transfer from the Panama Canal Commission Fund to the Treasury General Fund the reimbursed balance of funds appropriated as "start up" funds to operate the canal during the period when tolls were just starting to be collected.

Rejected:

An amendment that sought to reduce appropriations for the Department of Transportation by $320 million (rejected by a recorded vote of 154 ayes to 221 noes, Roll No. 342);

An amendment that sought to strike language providing that Urban Formula Grants for the acquisition of rolling stock be awarded only after an evaluation of performance, standardization, and life-cycle costs in addition to initial capital costs; and

An amendment that sought to reduce the appropriation for every account, activity, or project in the bill by 33.8 percent (rejected by a recorded vote of 38 ayes to 349 noes, Roll No. 344).

Page 24350

**Committee To Sit:** Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 22.

Page 24373

**Agriculture Appropriations:** By a recorded vote of 264 ayes to 105 noes, Roll No. 348, the House passed H.R. 7072, making appropriations for Agriculture, Rural Development, and Related Agencies for the fiscal year ending September 30, 1983.

Rejected an amendment that sought to provide that the food stamp program appropriation be for all of fiscal year 1983 rather than just the period from October 1, 1982, through July 15, 1983 (rejected by a recorded vote of 125 ayes to 246 noes, Roll No. 347).

The Clerk was authorized to make technical corrections in the engrossment of the bill.

Page 24374

**Calendar Wednesday:** By a yea-and-nay vote of 226 yeas to 79 nays, Roll No. 349, the House agreed to a motion to dispense with Calendar Wednesday business of September 22 (two-thirds having voted in favor). Earlier, objection was heard to a similar unanimous-consent request.

Page 24403

**Home Health Care Week:** House passed S.J. Res. 113, to designate the week beginning November 8, 1981, as "National Home Health Care Week".

Agreed to an amendment to change the designated week to November 28 through December 4, 1982.

Agreed to amend the title.

Page 24404

**High School Activities Week:** House passed S.J. Res. 101, designating "National High School Activities Week".

Agreed to an amendment that changes the designated week from October 19 through October 25, 1981, to October 17 through October 23, 1982.

Page 24406

**Cystic Fibrosis Week:** House passed and cleared for the President S.J. Res. 186, to authorize and request the President to designate the week of September 19 through 25, 1982, as "National Cystic Fibrosis Week".

Page 24406

**World Food Day:** House passed and cleared for the President S.J. Res. 174, to authorize and request the President to designate October 16, 1982, as "World Food Day".

Page 24407

**Year of the Bible:** House passed and cleared for the President S.J. Res. 165, authorizing and requesting the President to proclaim 1983 as the "Year of the Bible".

Page 24407

**Alzheimer's Disease Week:** House passed H.J. Res. 496, to provide for the designation of the week beginning on November 21, 1982, as "National Alzheimer's Disease Week".

Page 24408

**Schoolbus Safety Week:** House passed H.J. Res. 486, authorizing and requesting the President to issue a proclamation designating the period from October 3, 1982, through October 9, 1982, as "National Schoolbus Safety Week of 1982".

Page 24409

**Respiratory Therapy Week:** House passed and cleared for the President S.J. Res. 193, designating the week of November 7 through November 13, 1982, as "National Respiratory Therapy Week".

Page 24409

**Dr. Robert H. Goddard Day:** House passed H.J. Res. 568, to provide for the designation of October 5, 1982, as "Dr. Robert H. Goddard Day".

Page 24410

**Sewing Month:** House passed and cleared for the President S.J. Res. 205, to designate September 1982 as "National Sewing Month".

Page 24411

**Railroad Strike:** It was made in order on Wednesday, September 22, or any day thereafter, to consider in the House H.J. Res. 600, to provide for resolution of the single outstanding issue in the current railway labor-management dispute, or an identical Senate joint resolution if passed by the Senate; and that the previous question be considered as ordered thereon to final passage without intervening motion except one amendment to be offered by the Chairman of the Committee on Energy and Commerce or his designee (not subject to amendment), and one motion to recommit with or without instructions.

Page 24412

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 24420

**Adjournment:** Met at noon and adjourned at 7:40 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURES

*Committee on Agriculture:* Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action the following bills: H.R. 6679, to authorize civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests; H.R. 6678, to clarify and extend the authority of the Secretary of Agriculture to collect fees to cover U.S. Government costs incident to the issuance of phytosanitary certificates with regard to plants and plant products intended for exportation and for the testing, certification, inspection, and quarantine of import and export animals and certain products and materials; H.R. 5455, amended, to amend the act of July 2, 1962, to authorize intrastate quarantines under extraordinary emergency conditions; H.R. 5456, to amend the Plant Quarantine Act of August 20, 1912, as amended, to eliminate certain unnecessary regulatory requirements; H.R. 7005, amended, Federal Seed Act Amendments of 1982.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from departmental and public witnesses.

### DISTRICT OF COLUMBIA AND ENERGY AND WATER DEVELOPMENT APPROPRIATION BILLS

*Committee on Appropriations:* Ordered reported H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983; and H.R. 7145, making appropriations for energy and water development for the fiscal year ending September 30, 1983.

### MISCELLANEOUS MEASURES: REPROGRAMING

*Committee on Armed Services:* Ordered reported the following bills: H.R. 7115, to authorize the transfer of nine naval vessels to certain foreign governments and H.R. 3278, amended, to amend title 10, United State Code, to provide additional standards for determining the amount of space to be programed for military retirees and their dependents in medical facilities of the uniformed services.

The Committee also approved a pending reprograming.

## ALLOTMENT OF SPACE FOR MILITARY RETIREES IN MEDICAL FACILITIES

*Committee on Armed Services:* Subcommittee on Military Personnel and Compensation approved for full Committee action as amended H.R. 3278, to amend title 10, United States Code, to provide additional standard for determining the amount of space to be programed for military retirees and their dependents in medical facilities.

## DEPOSITORY INSTITUTIONS AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on S. 2879, Depository Institutions Amendments of 1982. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## MISCELLANEOUS HOUSING ISSUES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on rent increases in federally assisted housing, reduction in force of HUD employees, and sales of HUD assisted elderly housing projects. Testimony was heard from Samuel R. Pierce, Jr., Secretary of Housing and Urban Development.

## CHILD NUTRITION PROGRAMS

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H. Con. Res. 384, urging the continuation of Federal involvement in child nutrition programs. Testimony was heard from Senator Dole and public witnesses.

Hearings continue tomorrow.

## OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety continued oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of federal workers. Testimony was heard from the following officials of the Department of Labor: Alfred M. Zuck, Assistant Secretary for Administration and Management and Jack Hanson, Director of Health and Safety.

Hearings continue September 28.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on literacy education and its impact on colleges and universities. Testimony was heard from Terrel H. Bell, Secretary of Education: Norma Kinzer, Deputy Secretary for Human Systems and Resources, Department of the Army and public witnesses.

## NATIONAL RAILROAD STRIKE

*Committee on Energy and Commerce:* Held a hearing on the National Rail Strike. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation; Robert O. Harris, Chairman, National Mediation Board and public witnesses.

## COMPREHENSIVE SMOKING PREVENTION EDUCATION ACT

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment continued mark up of H.R. 6549, Comprehensive Smoking Prevention Education Act.

Subcommittee recessed subject to call.

## COPYRIGHT LAW

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance approved for full Committee action as amended H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions.

## MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported the following measures: H.R. 7115, amended, to authorize the transfer of nine naval vessels to certain foreign governments; H. Con. Res. 336, amended, expressing the sense of the Congress concerning the compliance by the Soviet Union with certain international agreements on human rights; H. Con. Res. 364, amended, regarding the restoration of Olympic records of the late James (Jim) Thorpe; H. Con. Res. 330, expressing the sense of the Congress with respect to the Soviet Union's obligations under international law to allow Ida Nudel to emigrate to Israel; H. Con. Res. 376, recognizing the outstanding service and patriotism exhibited by the volunteers of the American National Red Cross during times of war and expressing the gratitude of the Congress for the service of such volunteers; and H. Res. 398, to express the sense of the House of Representatives that Alexsei Murzhenko and Yuri Fiodorov should be released from prison and allowed to emigrate from the Soviet Union; H. Con. Res. 409, regarding the massacre of Palestinians and H.R. 7143, to amend the Foreign Assistance Act of 1961 to extend for an additional year the Agricultural and Productive Credit and Self-Help Community Development Programs.

Prior to this action, the Committee held a hearing on H.R. 7115. Testimony was heard from RAdm. T. A. Almstedt, Jr., Director Security Assistance Division, Office of the Chief of Naval Operations, Department of the Navy.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on reconciling strategic interests and human rights in Asia, Part III, South Korea. Testimony was heard from public witnesses.

## HONDURAS AND U.S. POLICY

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs held a hearing on Honduras and United States Policy: An Emerging dilemma. Testimony was heard from Stephen W. Bosworth, Deputy Assistant Secretary for Inter-American Affairs, Department of State and public witnesses.

## INTERNATIONAL TRADE NEGOTIATIONS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on H.R. 6773, to insure the continued expansion of reciprocal market opportunities in trade, trade in services, and investment for the United States; and H.R. 5519, to give trade negotiating priority to service sector issues, and to expand and clarify existing laws governing interstate and foreign commerce to better deal with service trade problems. Testimony was heard from David R. Macdonald, Deputy U.S. Trade Representative; Raymond Waldmann, Assistant Secretary for International Economic Policy, Department of Commerce; Marc E. Leland, Assistant Secretary for International Affairs, Department of the Treasury; Denis Lamb, Deputy Assistant Secretary for Trade and Commercial Affairs, Department of State and Seeley Lodwick, Under Secertary for International Affairs and Commodity Programs, USDA.

## CONSOLIDATED FEDERAL FUNDS REPORT ACT; REPORT

*Committee on Government Operations:* Subcommittee on Legislation and National Security approved for full Committee action as amended H.R. 7096, Consolidated Federal Funds Report Act of 1982.

Prior to this action, the Subcommittee held a hearing on H.R. 7096. Testimony was heard from Joseph Wright, Deputy Director, Office of Management and Budget.

The Subcommittee also approved a report entitled, "Reorganization Budget Cutbacks May Jeopardize the Future of the Nation's Statistical System".

## EFFECT OF EARLY ELECTION PROJECTIONS

*Committee on House Administration:* Task Force on Elections and the Subcommittee on Telecommunications, Consumer Protection, and Finance of the Committee on Energy and Commerce held a joint hearing on the effect of early election projections. Testimony was heard from public witnesses.

## SLEEPING BEAR DUNES; OVERSIGHT—PUBLIC LAND SALES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended H.R. 3787, to amend sections 10 and 11 of the Act of October 21, 1970 (Public Law 91–479; 16 U.S.C. 460x) entitled "An Act to establish in the State of Michigan the Sleeping Bear Dunes National Lakeshore."

The Subcommittee also held an oversight hearing on public land sales. Testimony was heard from Richard D. Lamm, Governor, Colorado; Scott Matheson, Governor, Utah and Huey Johnson, Secretary, Resources Agency, State of California.

## IMMIGRATION REFORM AND CONTROL ACT

*Committee on the Judiciary:* Continued mark up of H.R. 6514, Immigration Reform and Control Act.

Will continue tomorrow.

## FEDERAL CAPITAL INVESTMENT ACT

*Committee on Public Works and Transportation:* Subcommittee on Economic Development continued hearings on H.R. 6591, Federal Capital Investment Budget Act of 1982 and to examine the concept of Capital Budgeting as a Management tool to develop a National Capital Investment Policy. Testimony was heard from Senator Dodd and public witnesses.

Hearings continue tomorrow.

## OCEAN DISCHARGE

*Committee on Public Works and Transportation:* Subcommittee on Water Resources held a hearing on EPA's implementation of the ocean discharge provision of the Federal Water Pollution Control Act. Testimony was heard from Dr. John W. Hernandez, Jr., Deputy Administrator, EPA.

## COST CONTROL IN THE FEDERAL GOVERNMENT

*Committee on Post Office and Civil Service:* Subcommittee on Investigations continued hearings on the President's Private Sector Survey on Cost Control in the Federal Government. Testimony was heard from Sy Pranger, Project Manager, Personnel Task Force, President's Private Sector Survey on Cost Control in the Federal Government; Rosslyn S. Kleeman, Associate Director, Federal Personnel and Compensation, GAO and Irving P. Margulies, Deputy General Counsel, Department of Commerce.

### PAY EQUITY—EQUAL PAY

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service, the Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits continued joint hearings on pay equity-equal pay for work of comparable value. Testimony was heard from public witnesses.

Hearings continue September 30.

### OFFICE OF THE HOUSE HISTORIAN

*Committee on Rules:* Ordered reported H. Res. 581, to amend the Rules of the House of Representatives to establish an Office of the Historian in the U.S. House of Representatives. Testimony was heard from Representatives Boggs and Simon.

### HEALTH PLANNING BLOCK GRANT ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6173, Health Planning Block Grant Act of 1982. Testimony was heard from Representatives Waxman and Madigan.

### HEALTH RESEARCH EXTENSION ACT

*Committee on Rules:* Granted an open rule providing one hour of debate on H.R. 6457, Health Research Extension Act of 1982. Testimony was heard from Representatives Waxman and Madigan.

### SURFACE TRANSPORTATION ACT; HIGHWAY REVENUE ACT

*Committee on Rules:* Heard testimony from Chairmen Howard and Rostenkowski and Representatives Anderson and Clausen but took no action on H.R. 6211, Surface Transportation Assistance Act of 1982 and H.R. 7092, Highway Revenue Act of 1982.

### CONTINUING APPROPRIATIONS

*Committee on Rules:* Granted a rule providing for consideration in the House of H.J. Res. 599, making continuing appropriations for the fiscal year 1983; making in order one amendment only to change the date which shall not be subject to amendment or to a demand for a division; providing one motion to recommit. Testimony was heard from Chairman Whitten and Representatives Smith of Iowa, Bevill, Edgar, Harkin, Wolpe, Bouquard, Brown of California, Conte, Green, Coughlin, Myers, Broyhill, Gregg, Edwards of Alabama, Schneider and Weber of Minnesota.

### EXPORT PROMOTION AND SMALL BUSINESS

*Committee on Small Business:* Subcommittee on Export Opportunities and Special Small Business Problems held a hearing on export promotion and small business. Testimony was heard from public witnesses.

### AMERICAN LEGION'S LEGISLATIVE PROGRAM

*Committee on Veterans' Affairs:* Held a hearing to receive the legislative program of the American Legion. Testimony was heard from Al Keller, National Commander, American Legion.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from William E. Brock, U.S. Trade Representative; Malcolm Baldrige, Secretary of Commerce; R. T. McNamar, Deputy Secretary, Department of the Treasury; William A. Niskanen, member, Council of Economic Advisers; Alan Tracy, Deputy Under Secretary for International Affairs and Commodity Programs, USDA; John Cogan, Assistant Secretary for Policy, Department of Labor and Martin Convisser, Director, Office of International Policy, Department of Transportation.

Hearings continue tomorrow.

### COMMITTEE BUSINESS

*Permanent Select Committee on Intelligence:* Met in executive session to consider pending business.

## *Joint Meetings*

### JOB TRAINING ASSISTANCE

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment training assistance, but did not complete action thereon, and will meet again tomorrow.

### BUFFALO BILL DAM AND RESERVOIR

*Conferees* agreed to file a conference report on S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, increasing limitations of Federal reclamation laws, and providing for the resolution of the Papago Indian water issues.

◆◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, September 22, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 24559–24634*

**Bills Introduced:** Three bills and four resolutions were introduced, as follows: S. 2937–2939, S.J. Res. 251–252, and S. Res. 477–478.

Page 24623

**Bills Reported:** Reports were made as follows:

H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs, with amendments. (S. Rept. No. 97–566)

H.R. 7019, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies, with amendments. (S. Rept. No. 97–567)

Conference Report on S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, increasing limitations of Federal reclamation laws, and providing for the resolution of the Papago Indian water issues. (S. Rept. No. 97–568)

H.R. 2035, authorizing Department of Agriculture employees engaged in animal disease control work to carry firearms in the performance of their official duties. (S. Rept. No. 97–569)

H.R. 3881, providing for the release of reversionary and mineral interests of the United States conveyed to the Arkansas Forestry Commission. (S. Rept. No. 97–570)

H.R. 6422, providing for the release of reversionary interests of the United States conveyed to the State of Connecticut. (S. Rept. No. 97–571)

H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense, with amendments. (S. Rept. No. 97–572)

S. 2939, appropriating funds for fiscal year 1983 for the Legislative Branch. (S. Rept. No. 97–573)

Page 24623

**Measures Passed:**

*Representation by Senate Legal Counsel:* Senate agreed to S. Res. 477, directing the Senate Legal Counsel to represent Senate parties in *W. Henson Moore, et al.* v. *The United States House of Representatives, et al.*, and in *Ron Paul* v. *The United States of America, et al.*, Civil Action Nos. 82–2318 and 82–2353, respectively, before the U.S. District Court for the District of Columbia.

Page 24606

*Mary McLeod Bethune Council House as National Historic Site:* Senate passed with amendments S. 2436, designating the Mary McLeod Bethune Council House in Washington, D.C., as a national historic site.

Page 24607

**Temporary Debt Limit Increase:** Senate continued consideration of H.J. Res. 520, providing for a temporary increase in the public debt, with a committee amendment in the nature of a substitute and the following amendment proposed thereto:

Page 24572

Baucus Amendment No. 2040 (to Weicker Amendment No. 2039), to provide that it is the sense of the Congress that the Federal courts must remain open to litigants whose claims arise out of the Federal Constitution, that it is emphatically the province and duty of the judicial department to say what the law is, and that Article 5 of the Constitution provides a mechanism to respond to the constitutional decisions of the Supreme Court.

Page 24572

By 54 yeas to 46 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools.

Page 24583

By 47 yeas to 53 nays, Senate failed to table Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools.

Page 24585

Senate will continue consideration of the joint resolution and amendments proposed thereto on Thursday, September 23.

At 12 noon, a vote will occur on a cloture motion to close further debate on Helms modified Amendment No. 2031, with the required quorum call having been waived.

**Protection of Federal Officials:** Senate concurred in the amendment of the House to S. 907, including Cabinet officers under the provisions of the U.S. Code relating to assassination, kidnapping and assault.

Page 24607

**Anti-Arson Act of 1982:** Senate passed H.R. 6454, clarifying the applicability of offenses involving explosives and fire, after agreeing to Heflin (for Glenn) unprinted amendment No. 1265, authorizing and directing the Director of the Federal Bureau of Investigation to classify the offense of arson as a Part I crime in its Uniform Crime Reports.

Page 24608

**Federal Payment Increase:** Senate disagreed to the amendment of the House to S. 2457, providing for an increase in the funding level for the Federal payment to the government of the District of Columbia, requested a conference with the House thereon, and appointed as conferees Senators Mathias, Rudman, and Eagleton.

Page 24610

**NASA Authorizations, 1983:** Senate insisted on its amendments to H.R. 5890, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration, agreed to the conference requested by the House thereon, and appointed as conferees Senators Packwood, Schmitt, Goldwater, Cannon, and Riegle.

Page 24610

**Confirmations:** Senate confirmed the following nominations:

Fernando E. Rondon, of Virginia, now Ambassador to the Democratic Republic of Madagascar, to serve concurrently and without additional compensation as Ambassador to the Federal and Islamic Republic of the Comoros.

Kenneth W. Dam, of Illinois, to be Deputy Secretary of State.

Henry A. Holmes, of the District of Columbia, to be Ambassador to Portugal.

Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to the German Democratic Republic.

W. Allen Wallis, of New York, to be Under Secretary of State for Economic Affairs.

William R. Graham, of California, Colin S. Grey, of New York, Roland F. Herbst, of California, Francis P. Hoeber, of Virginia, Charles B. Marshall, of Virginia, Jaime Oaxaca, of California, Shirley N. Pettis, of California, John P. Roche, of Massachusetts, Donald Rumsfeld, of Illinois, Harriett F. Scott, of Virginia, Laurence H. Silberman, of California, Elmo R. Zumwalt, Jr., of Virginia, Eli S. Jacobs, of California, and Robert B. Hotz, of Maryland, each to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency.

Edwin J. Feulner, Jr., of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

W. Scott Thompson, of Massachusetts, to be an Associate Director of the International Communication Agency.

Senator J. Bennett Johnston, State of Louisiana, Senator Robert W. Kasten, Jr., State of Wisconsin, Kenneth L. Adelman, of Virginia, Jeane J. Kirkpatrick, of Maryland, and John Davis Lodge, of Connecticut, to be Representatives, and Charles M. Lichenstein, of the District of Columbia, Gordon C. Luce, of California, Herman Padilla, of Puerto Rico, William C. Sherman, of Virginia, and Jose S. Sorzano, of Virginia, to be Alternate Representatives, to the Thirty-Seventh Session of the General Assembly of the United Nations.

W. Kenneth Davis, of California, to be Representative, and Richard T. Kennedy, Roger Kirk, and Thomas M. Roberts, all of the District of Columbia, to be Alternative Representatives, to the Twenty-sixth Session of the General Conference of the International Atomic Energy Agency.

Edward Rafeedie, to be U.S. District Judge for the Central District of California.

David D. Dowd, Jr., to be U.S. District Judge for the Northern District of Ohio.

Edward W. Ray, of California, to be a Commissioner of the Copyright Royalty Tribunal.

Routine list of Foreign Service nominations.

Page 24633

**Nomination:** Senate received the nomination of George C. Fagg, of Iowa, to be United States Circuit Judge for the Eighth Circuit.

Page 24633

**Messages From the President:** Page 24621

**Messages From the House:** Page 24621

**Measures Referred:** Page 24622

**Measures Ordered Held at Desk:** Page 24622

**Measures Ordered Placed on Calendar:** Page 24622

**Communications:** Page 24623

**Statements on Introduced Bills:** Page 24624

**Amendments Submitted for Printing:** Page 24627

**Committee Authority To Meet:** Page 24627

**Additional Statements:** Page 24628

**Nominations:** Page 24633

**Confirmations:** Page 24633

**Record Votes:** Two record votes were taken today. (Total—348)

Pages 24583-24584

**Recess:** Senate convened at 10 a.m., and recessed at 4:44 p.m., until 10 a.m., on Thursday, September 23, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 24633.)

## *Committee Meetings*

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense approved for full committee consideration proposed legislation appropriating funds for fiscal year 1983 for the Department of Defense.

Full committee will mark up the aforementioned proposed legislation on tomorrow.

### BUSINESS MEETING

*Committee on Appropriations:* Committee ordered favorably reported the following bills:

H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense, with amendments;

H.R. 7019, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies, with amendments;

H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs, with amendments;

An original bill (S. 2956) appropriating funds for fiscal year 1983 for the Departments of Commerce, Justice, State, and the Judiciary; and

An original bill (S. 2939) appropriating funds for fiscal year 1983 for the Legislative Branch.

Also, the committee authorized the Chairman to request a star print of S. 2916, appropriating funds for fiscal year 1983 for the Department of the Treasury, U.S. Postal Service, and general government programs (pending on Senate calendar), reflecting modifications adopted by the committee today.

## NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of Martin S. Feldstein, of Massachusetts, to be a Member of the Council of Economic Advisers, after the nominee testified and answered questions in his own behalf. Testimony was received on the nomination of Mr. Feldstein from Fred Napolitano, National Association of Home Builders, Washington, D.C.

## NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Stephen A. Sharp, of Virginia, to be a Member of the Federal Communications Commission, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf. Testimony was also received on behalf of the nomination from John Hemenway, Accuracy in Media, Inc., Jim Winston, National Association of Black Owned Broadcasters, and Pluria W. Marshall, National Black Media Coalition, all of Washington, D.C.; and Al Hammond, National Conference of Black Lawyers, Landover Hills, Maryland.

## BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee began markup of H.R. 9, prohibiting the issuance of phosphate mining leases on the Osceola National Forest in Florida and designating certain wilderness and national forest lands in Florida, and S. 2805, providing for an adjustment in the termination, extension, or modification of certain contracts for the sale of timber from National Forest System lands and public lands, but did not complete action thereon, and will meet again on Friday, September 24.

## PUBLIC LANDS RESOURCES

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water held hearings on S. 2061 and H.R. 4861, bills providing for the conservation, rehabilitation, and improvement of natural and cultural resources located on public and Indian lands, receiving testimony from Senators Moynihan, Randolph, and Mathias; Representatives Regula and Bereuter; Richard Hite, Principal Deputy Assistant Secretary of the Interior for Policy, Budget and Administration; John L. Fulbright, Jr., Director, Office of Youth Programs, Department of the Interior; Jerome Miles, Deputy Chief for Administration, U.S. Forest Service, Department of Agriculture; Calvin Hill and Joseph Downs, both of the Fairfax County Park Authority, Fairfax, Virginia; Barry Tindall, National Recreation and Park Association, Alexandria, Virginia; Conrad Wirth, former Director of the National Park Service; Sydney Howe, Human Environmental Center, Paul Pritchard, National Parks and Conservation Association, Brock Evans, National Audubon Society, Rafe Pomerance, representing Friends of the Earth and The Sierra Club, Richard Pardo, The American Forestry Association, Robbie Callaway, National Youth Work Alliance, John Capozzi, Jr., Front Lash, Frank Slobig, Roosevelt Centennial Youth Project, Janice Fine, United States Student Association, representing the Full Employment Action Council, Susan Harjo, Native American Rights Fund, and Theresa Miles, Young Adult Conservation Corps, all of Washington, D.C.; Raymond Burr, Geyersville, California, Joe Griggs, Sacramento, California, Carl Dion, Seattle, Washington, John Ulrich, Carpinteria, California, and John Graves, Washington, D.C., all of the Civilian Conservation Corps Alumni; Dennis Gunter, Youth Conservation Corps of South Carolina, Columbia; Jadine O'Brien, Maine Division of Community Services, Augusta; Boyd Lee, representing the City of Greenville, North Carolina; Samuel J. Thomasson, North Carolina Department of Natural Resources and Community Development, Raleigh; James E. Mallow, National Association of State Park Directors, Annapolis, Maryland; Ellen O'Brien Saunders, representing the National Association of State Conservation Corps Program Agents, Little Rock, Arkansas; Frazier Kellogg, ACC–YCC, Cabin John, Maryland; Joseph B. Johnson, Grambling University, Grambling, Louisiana; Bret Peters, Youth Conservation Corps, McLean, Virginia; Gerald DiCerbo, State University of New York, Buffalo; and Kevin Connors, Dane County Soil and Water Conservation District, Madison, Wisconsin.

## NOMINATIONS

*Committee on Environment and Public Works:* Committee concluded hearings on the nominations of Winfred A. Pizzano, of Virginia, to be Federal Cochairman of the Appalachian Regional Commission, and Jacqueline L. Phillips, of Maryland, to be Alternate Federal Cochairman of the Appalachian Regional Commission, after the nominees testified and answered questions in their own behalf. Ms. Pizzano was introduced by Senator Warner.

## BUSINESS MEETING

*Committee on Finance:* Committee began consideration of H.R. 6055, allowing taxpayers to choose to con duct their business in corporate or noncorporate form based solely upon business reasons, H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97–34), the Crude Oil Windfall Profit Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471), and proposed legislation making certain technical corrections to the medicaid and medicare provisions of the Tax Equity and Fiscal Responsibility Act (P.L. 97–248), but did not complete action thereon, and will meet again tomorrow.

## NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of William A. Hewitt, of Illinois, to be Ambassador to Jamaica, and Everett E. Briggs, of Maine, to be Ambassador to Panama, after the nominees testified and answered questions in their own behalf. Mr. Hewitt was introduced by Senator Percy.

## U.S.-SOVIET RESEARCH STUDIES

*Committee on Foreign Relations:* Subcommittee on European Affairs concluded hearings on S. 2919, establishing a national program of advanced research and training of research specialists in Soviet and East European studies, after receiving testimony from Walter J. Stoessel, Jr., Deputy Secretary of State; Major General William E. Odom, Assistant Chief of Army Staff for Intelligence; John W. Ryan, Indiana University, Bloomington, Indiana; Howard R. Swearer, Brown University, Providence, Rhode Island; Allen H. Kassof, National Research & Exchanges Board, New York City; Vladimir I. Toumanoff and Herbert S. Livine, both of The National Council for Soviet and East European Research, James H. Billington, The Wilson Center, and Admiral B. R. Inman, former Deputy Director of Central Intelligence, all of Washington, D.C.

## BENEFITS TO FORMER PRESIDENTS

*Committee on Governmental Affairs:* Committee concluded hearings on S. 1325, placing limits and restrictions on the services and allowances currently provided to former Presidents, after receiving testimony from Robert M. Warner, Archivist, National Archives and Records Service, James E. O'Neill, Assistant Archivist for Presidential Libraries, and Ray Fontaine, Assistant Administrator, Plans, Programs and Evaluation, all of the General Services Administration; Robert E. Powis, Deputy Assistant Secretary of the Treasury for Enforcement; John R. Simpson, Director, United States Secret Service, Department of the Treasury; and William J. Anderson, Director, General Government Division, General Accounting Office.

## NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of James C. Fox, to be U.S. District Judge for the Eastern District of North Carolina, and Raymond L. Acosta, to be U.S. District Judge for the District of Puerto Rico, after the nominees testified and answered questions in their own behalf. Mr. Fox was introduced by Senators East and Helms, and Mr. Acosta was introduced by Resident Commissioner Corrada and testimony was received in behalf of Mr. Acosta from Luis A. Ferre, former Governor of Puerto Rico.

## RAILWAY LABOR-MANAGEMENT DISPUTE

*Committee on Labor and Human Resources:* On Tuesday, September 21, the committee ordered favorably reported an original resolution (S.J. Res. 250), providing for the solution of the single outstanding issue in the current railway labor-management dispute.

## NOMINATIONS

*Committee on Labor and Human Resources:* Committee concluded hearings on the nominations of Harry M. Singleton, of the District of Columbia, to be Assistant Secretary of Education for Civil Rights, William A. Webb, of Pennsylvania, to be a Member of the Equal Employment Opportunity Commission, Lawrence F. Davenport, of Virginia, to be Assistant Secretary of Education for Elementary and Secondary Education, Gary L. Bauer, of Virginia, to be Deputy Under Secretary of Education for Planning and Budget, and Charles L. Heatherly, of Virginia, to be Deputy Under Secretary of Education for Management, after the nominees testified and answered questions in their own behalf. Mr. Webb was introduced by Senators Heinz and Specter.

## ADMINISTRATIVE BUSINESS

*Committee on Rules and Administration:* Committee held a business meeting where it acted on pending administrative business.

Committee will meet again on Wednesday, September 29.

## AUTHORIZATIONS—INDIAN HOUSING

*Select Committee on Indian Affairs:* Committee concluded hearings on S. 2847, authorizing funds through fiscal year 1987 for the construction, acquisition, or rehabilitation of Indian housing, after receiving testimony from Senators Cochran and Domenici; John Fritz, Deputy Assistant Secretary of the Interior for Indian Affairs, and Hazel Elbert, Deputy Director, Office of Indian Services, and G. Ronald Peak, Chief, Division of Housing Services, both of the Bureau of Indian Affairs, Department of the Interior; Philip Abrams, General Deputy Assistant Secretary for Housing, Department of Housing and Urban Development; Ross Swimmer, Cherokee Nation of Oklahoma, and Nathan Young III, Cherokee Nation Housing Authority, both of Tahlequah, Oklahoma; Phillip Martin, Mississippi Choctaw, Philadelphia, Mississippi; Roy Cleveland, Ferdinand Notah, and Ray Etcitty, all on behalf of the Navajo Housing Authority, Windowrock, Arizona; Allen Whitelightning, Ft. Yates, North Dakota, Loretta Cook, Oglala Sioux, Pine Ridge, South Dakota; Ron Froman, National American Indian Housing Council, Reno, Nevada; and Conley Ricker and Alan Parker, both of the American Indian National Bank, and Robin Shields, National Congress of American Indians, all of Washington, D.C.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements, and will meet again on tomorrow.

## House of Representatives

### *Chamber Action*

**Bills Introduced:** On September 21, 4 public bills, H.R. 7154–7157; and 1 resolution, H. Con. Res. 410 were introduced.

On September 22, 12 public bills, H.R. 7158–7169; and 7 resolutions, H.J. Res. 603–606, H. Con. Res. 411, and H. Res. 599 and 600 were introduced.

Page 24723

**Bills Reported:** Reports were filed as follows:

Report of the Committee on Post Office and Civil Service pursuant to section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 97–851);

H. Res. 568, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the 2d session of the 97th Congress (H. Rept. 97–852);

H.J. Res. 600, to provide for resolution of the single outstanding issue in the current railway labor-management dispute (H. Rept. 97–853);

H.R. 7158, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 1983 (H. Rept. 97–854); and

Conference report on S. 1409, to authorize the Secretary of the Interior to construct, operate, and maintain modifications of the existing Buffalo Bill Dam and Reservoir, Shoshone project, Pick-Sloan Missouri Basin program, Wyoming (H. Rept. 97–855).

Page 24723

**Committee Elections:** House agreed to H. Res. 599, electing Representative Ratchford to the Committee on Appropriations and Representative Bouquard to the Committee on Armed Services.

Page 24635

**Suspensions:** House voted to suspend the rules and pass the following bills which were debated on Monday, September 20:

*Property transfers to employees:* H.R. 4577, amended, to amend Public Law 97–34. Agreed to amend the title of the bill;

Page 24636

*Computer contributions to schools:* H.R. 5573, amended, to amend the Internal Revenue Code of 1954 to encourage contributions of computers and other sophisticated technological equipment to elementary and secondary schools (passed by a yea-and-nay vote of 323 yeas to 62 nays, Roll No. 351). Agreed to amend the title of the bill;

Page 24636

*Miscellaneous tariffs:* H.R. 6867, amended, to change the tariff treatment with respect to certain articles (passed by a recorded vote of 267 ayes to 125 noes, with 1 voting "present", Roll No. 352); and

Page 24637

*Pell Grants:* H.R. 7048, amended, to require a separate family contribution schedule for Pell Grants for academic years 1983–1984 and 1984–1985, and to establish restrictions upon the contents of such schedule (passed by a yea-and-nay vote of 381 yeas to 19 nays, Roll No. 354). Subsequently, S. 2852, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. House then insisted on its amendments to S. 2852 and asked a conference. Appointed as conferees: Representatives Simon, Andrews, Peyser, Weiss, Gaydos, Perkins, Eckart, Coleman, Erlenborn, Erdahl, DeNardis, and Bailey of Missouri.

Page 24639

**Suspensions Failed:** House failed to suspend the rules and pass the following bills which were debated on Monday, September 20:

*Foreign commodity income:* H.R. 3581, amended, to amend the Internal Revenue Code of 1954 to exclude certain foreign commodity income from treatment as foreign personal holding company income (failed by a yea-and-nay vote of 113 yeas to 274 nays, with 1 voting "present", Roll No. 350); and

Page 24635

*Uniform service pay:* H.R. 6317, amended, to revise the manner in which the October 1, 1982, pay increase for members of the uniformed services is to be determined, and to make various adjustments in military personnel and compensation programs (failed by a recorded vote of 214 ayes to 186 noes, Roll No. 353, two-thirds not having voted in favor).

Page 24638

**Railroad Strike:** By a recorded vote of 383 ayes to 17 noes, Roll No. 356, the House passed S.J. Res. 250, to provide for resolution of the single outstanding issue in the current railway labor-management dispute—clearing the measure for the President.

Rejected an amendment in the nature of a substitute that sought to prohibit the work stoppage for a 140-day period, resume rail service, and direct all parties to return to the bargaining process (rejected by a yea-and-nay vote of 37 yeas to 361 nays, Roll No. 355).

Page 24642

**Committee to Sit:** Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, September 23.

Page 24657

**Continuing Appropriations:** By a recorded vote of 242 ayes to 161 noes, Roll No. 359, the House passed H.J. Res. 599, making continuing appropriations for the fiscal year 1983.

Rejected a motion to recommit the resolution to the Committee on Appropriations with instructions that it be reported back forthwith containing an amendment that sought to provide continuing appropriations until sine die adjournment of the second session of the 97th Congress, rather than February 28, 1983 (rejected by a yea-and-nay vote of 188 yeas to 215 nays, with 1 voting "present", Roll No. 358).

Agreed to an amendment that provides for continuing appropriations until December 15, 1982, rather than February 28, 1983.

H. Res. 596, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 280 yeas to 120 nays, Roll No. 357.

Page 24657

**National Bureau of Standards Authorization:** House agreed to the Senate amendments to the House amendment to S. 2271, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1983—clearing the bill for the President.

Page 24679

**Pell Grants:** Agreed to a unanimous consent request appointing Representative Ford of Michigan as an additional conferee on S. 2852, to amend section 439 of the Higher Education Act of 1965 to make a technical amendment relating to priority of indebtedness, to provide for the family contribution schedule for student financial assistance for academic years 1983–1984, and 1984–1985.

Page 24679

**Late Report:** Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 7158, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies, for the fiscal year ending September 30, 1983.

Page 24679

**Ocean and Coastal Resources:** House completed all general debate on H.R. 5543, to establish an Ocean and Coastal Resources Management and Development Fund and to require the Secretary of Commerce to provide to coastal States National ocean and resources management and development block grants from sums in the Fund; but came to no resolution thereon.

Page 24681

**Health Planning Block Grant:** House completed all general debate on H.R. 6173, to amend the Public Health Service to replace title XV of such Act with a block grant to States for health planning; but came to no resolution thereon.

By a yea-and-nay vote of 346 yeas to 11 nays, Roll No. 361, the House resolved itself into the Committee of the Whole.

H. Res. 594, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 380 yeas to 7 nays, Roll No. 360.

Page 24691

**Health Research Extension Act:** House completed all general debate on H.R. 6457, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to the National Institutes of Health and the national research institutes; but came to no resolution thereon.

H. Res. 595, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 24708

**Adjournment:** Met at 10 a.m. and adjourned at 6:30 p.m.

## *Committee Meetings*

### PERISHABLE AGRICULTURAL COMMODITIES ACT AMENDMENTS

*Committee on Agriculture:* Subcommittee on Domestic Marketing, Consumer Relations and Nutrition approved for full Committee action as amended H.R. 6865, to amend the Perishable Agricultural Commodities Act, 1930, to require the Secretary of Agriculture to accept the payment of monetary penalties for certain admitted and infrequent violations involving misrepresentation under such act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from departmental and public witnesses.

## TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Ordered reported H.R. 7158, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 1983.

## U.S. INDUSTRIAL STRATEGY

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Economic Stabilization held a hearing on U.S. industrial strategy. Testimony was heard from public witnesses.

## DEPOSITORY INSTITUTIONS AMENDMENTS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on S. 2879, Depository Institutions Amendments of 1982. Testimony was heard from public witnesses.

## CHILD NUTRITION PROGRAMS; EDUCATION PROGRAMS AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education approved for full Committee action the following measures: H. Con. Res. 384, urging the continuation of Federal involvement in child nutrition programs, and H.R. 7137, amended, to increase the authorization of appropriations for certain education programs.

Prior to this action, the Subcommittee concluded hearings on H. Con. Res. 384. Testimony was heard from public witnesses.

## EDUCATION PROGRAMS AUTHORIZATION

*Committee on Education and Labor:* Subcommittee on Postsecondary Education approved for full Committee action H.R. 7137, to increase the authorization of appropriation for certain education programs.

## OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Select Education held an oversight hearing on the proposed regulations for Public Law 94-142, Education for All Handicapped Children Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## NATIONAL RAILROAD STRIKE

*Committee on Energy and Commerce:* Ordered reported H.J. Res. 600, to provide for resolution of the single outstanding issue in the current railway labor-management dispute.

Committee recessed subject to call.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on reconciling strategic interests and human rights in Asia, Part IV, Pakistan. Testimony was heard from public witnesses.

## RECENT DEVELOPMENTS IN THE MIDDLE EAST

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing in executive session on recent developments in the Middle East. Testimony was heard from departmental witnesses.

## OVERSIGHT

*Committee on Foreign Affairs:* Subcommittee on International Operations held an oversight hearing on the Foreign Service Act. Testimony was heard from Tom Rollis, Jr., Assistant to the Administrator for Management, AID.

## REPORT

*Committee on Government Operations:* Subcommittee on Manpower and Housing approved a report entitled "Strengthening Audits at the Railroad Retirement Board."

## MISCELLANEOUS MEASURES: COMMITTEE BUSINESS

*Committee on House Administration:* Ordered reported the following measures: H. Res. 568, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the 2d session of the 97th Congress, and a resolution to be introduced addressing the authority of the Clerk of the House to administer the Offices of the former Speakers upon the death of former Speakers.

The Committee also approved other pending business.

## SLEEPING BEAR DUNES; STATE OF THE PARKS REPORT

*Committee on Interior and Insular Affairs:* Ordered reported as amended the following bills: H.R. 7787, to amend sections 10 and 11 of the Act of October 21, 1970 (Public Law 91-479; 16 U.S.C. 460x) entitled "An Act to establish in the State of Michigan the Sleeping Bear Dunes National Lakeshore," and

H.R. 5162, directing the Secretary of the Interior to prepare and submit a "State of the Parks" report to Congress.

## IMMIGRATION REFORM AND CONTROL ACT; COMPREHENSIVE DRUG PENALTY ACT

*Committee on the Judiciary:* Ordered reported the following bills: H.R. 6514, amended, Immigration Reform and Control Act of 1982 and H.R. 7140, Comprehensive Drug Penalty Act of 1982.

## HOME RECORDING

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on the following bills: H.R. 5705, Home Recording Act of 1982; H.R. 5250, to amend the copyright law to exempt private, nonprofit recording of copyrighted works on video recorders from copyright infringement, and related bills. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## OVERSIGHT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation held an oversight hearing on the Coast Guard's Short Range Aids to Navigation Program. Testimony was heard from the following officials of the U.S. Coast Guard: Rear Admiral Richard Bauman, Chief, Office of Navigation and Commander John Overath, Chief, Aids to Navigation Branch, 13th District, and public witnesses.

## MAIL ORDER CONSUMER PROTECTION AMENDMENTS

*Committee on Post Office and Civil Service:* Began markup of H.R. 7044, Mail Order Consumer Protection Amendments of 1982.

Will continue September 28.

## FEDERAL CAPITAL INVESTMENT ACT

*Committee on Public Works and Transportation:* Subcommittee on Economic Development continued hearings on H.R. 6591, Federal Capital Investment Budget Act of 1982 and to examine the concept of Capital Budgeting as a Management tool to develop a National Capital Investment Policy. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO and public witnesses.

## NUCLEAR WASTE MANAGEMENT

*Committee on Rules:* Heard testimony from Representatives Udall and Fuqua but took no action on H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety, H.R. 5016, to establish a Federal policy with respect to the disposal of high-level radioactive waste from civilian nuclear activities, to provide for the construction, operation, and maintenance of waste disposal facilities, to provide for a program of nuclear waste and spent fuel research and development, and H.R. 6598, to provide for the development of repositories for the disposal of high-level radioactive waste and spent nuclear fuel.

## NATIONAL ENGINEERING AND SCIENCE MANPOWER ACT

*Committee on Science and Technology:* Ordered reported H.R. 7130, National Engineering and Science Manpower Act of 1982.

## BYSSINOSIS

*Committee on Science and Technology:* Subcommittee on Investigations and Oversight held a hearing on Causation of, and Research for Byssinosis. Testimony was heard from public witnesses.

## OVERSIGHT

*Committee on Small Business:* Subcommittee on Export Opportunities and Special Small Business Problems continued oversight hearings on the Regulatory Flexibility Act of 1980. Testimony was heard from Charles Cadwell, Director, Interagency Affairs, SBA; Kathleen Buck, Associate General Counsel, Department of Defense; Roscoe L. Egger, Jr., Commissioner, IRS, Department of the Treasury and public witnesses.

## FEDERAL ASSISTANCE TO SMALL BUSINESS

*Committee on Small Business:* Subcommittee on Export Opportunities and Special Small Business Problems continued hearings on Federal assistance to small business. Testimony was heard from Craig A. Nalen, President, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency.

## FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from Senator Riegle; Representatives Ottinger and Shannon and public witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### SOVIET PIPELINE SANCTIONS

*Joint Economic Committee:* Committee concluded hearings on Soviet pipeline trade sanctions, focusing on the European perspective on U.S. trade sanctions, after receiving testimony from Thierry De Montbrial, French Institute for International Relations, and Andre Fontaine, *Le Monde*, both of Paris, France; and Andrew Knight, *The Economist*, London, England.

### AUTHORIZATIONS—MILITARY CONSTRUCTION

*Conferees* agreed to file a conference report on S. 2586, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense.

### JOB TRAINING ASSISTANCE

*Conferees* continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 2036, providing for State and local employment training assistance.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, September 23, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 24765–24894*

**Bills Introduced:** Fifteen bills and three resolutions were introduced, as follows: S. 2940–2954, S.J. Res. 253–254, and S. Res. 479. **Page 24862**

**Bills Reported:** Reports were made as follows:

S. 2118, designating certain lands in Wyoming as wilderness areas, with an amendment in the nature of a substitute (S. Rept. No. 97–574);

S. 1698, providing preferential treatment in the admission of children of mixed Asian and American heritage (Amerasians), with an amendment in the nature of a substitute;

S. 2552, establishing penalties for the murder, manslaughter, assault, threat against, extortion, or kidnapping of officers or employees within the intelligence community, with an amendment (S. Rept. No. 97–575);

H.R. 1635, providing for the relief of the Jefferson County Mental Health Center, Inc., Lakewood, Colorado, and of certain and former employees thereof, with an amendment in the nature of a substitute (with additional and minority views) (S. Rept. No. 97–576);

H.R. 861, designating additional national scenic and historic trails, with amendments (S. Rept. No. 97–577);

S. Res. 479, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 861, listed above. Referred to the Committee on the Budget;

S. Res. 465, expressing the sense of the Senate that the restoration of United States competitiveness in agricultural trade should be pursued through every legitimate means, and without reference to political or economic problems in nonagricultural areas (S. Rept. No. 97–578);

Special Report of the Committee on Veterans' Affairs regarding Budget Allocations (S. Rept. No. 97–579);

S. 2951, appropriating funds for fiscal year 1983 for the Department of Defense (S. Rept. No. 97–580); and

H.J. Res. 599, making further continuing appropriations through December 22, 1982 for the Federal Government, with amendments (S. Rept. No. 97–581).

**Page 24861**

**Measures Passed:**

*Temporary Debt Limit Increase:* By 50 yeas to 41 nays, Senate passed H.J. Res. 520, providing for a temporary increase in the public debt, after taking the following action thereon: **Page 24758**

By 53 yeas to 45 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Helms modified Amendment No. 2031, to restore the right of voluntary prayer in public schools.

**Page 24776**

By 51 yeas to 48 nays, Senate tabled a Helms motion to recommit the joint resolution, with certain instructions.

**Page 24776**

By 93 yeas to 4 nays, Senate agreed to a motion to compel the attendance of absent Senators.

**Page 24786**

By 79 yeas to 16 nays, Senate agreed to a Baker motion to recommit the joint resolution, with certain instructions.

**Page 24792**

By 60 yeas to 31 nays, Senate tabled Quayle Amendment No. 2016, to modify the price support program for the 1982 through 1985 crops of sugar.

**Page 24813**

*Coastal Barrier Resources Act:* Senate passed S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, after agreeing to committee amendments and amendments proposed thereto, as follows: **Page 24816**

(1) Chafee unprinted amendment No. 1267, adding areas to the Coastal Barrier Resource System.

Page 24822

(2) Chafee unprinted amendments Nos. 1268–1271 (en bloc), reinstating the flood insurance prohibition and repealing the authority of the Secretary of the Interior to designate undeveloped coastal barriers.

Page 24822

(3) Thurmond-Hollings unprinted amendment No. 1272, permitting landowners on coastal barriers or associated landforms which have not been included in the Coastal Barrier Resources System to put their land in the system within one year of the date of enactment of the bill.

Page 24822

(4) Chafee (for Hollings) unprinted amendments Nos. 1273–1276 (en bloc), giving a consultative role to State coastal zone management agencies.

Page 24827

*Efficiency Advisory Roundtable:* Senate passed S. 2329, establishing an Efficiency Advisory Roundtable to assist the Advisory Commission on Intergovernmental Relations in its activities concerning the New Federalism, after agreeing to Baker (for Mattingly) unprinted amendment No. 1278, to reduce the number of hearings.

Page 24832

*Budget Waiver:* Senate agreed to S. Res. 452, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2329, listed above.

Page 24832

*Computer Informational System:* Senate passed S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located, after agreeing to a committee amendment, and Baker (for Denton) unprinted amendment No. 1279, providing that the failure of any parent, legal guardian or next of kin of any unemancipated person to provide accurate information to the U.S. Government or any agency or employee thereof, or to remove such information in a timely manner shall not give rise to any cause of action against the U.S. Government, or any agency or employee thereof.

Page 24834

*Budget Waiver:* Senate agreed to S. Res. 464, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1701, listed above.

Page 24833

**Sallie Mae Technical Amendments Act of 1982:** Senate disagreed to the amendments of the House to S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae), agreed to the request for a conference thereon, and appointed as conferees Senators Stafford, East, Quayle, Weicker, Denton, Hatch, Pell, Kennedy, Randolph, and Eagleton.

Page 24838

**Vice Presidential Appointment:** The Chair, on behalf of the Vice President, appointed Senator Leahy as a delegate to the North Atlantic Assembly meeting, to be held in London, United Kingdom, November 14–19, 1982.

Page 24786

**Presidential Message:** Senate received a message from the President reporting a new deferral of $6,500,000 for the Department of Commerce and a revision to an existing deferral increasing the amount deferred by $1,250,000 for the United States Information Agency (formerly the International Communication Agency). Referred jointly to the Committees on Appropriations, the Budget, Commerce, Science, and Transportation, and Foreign Relations. (PM–182)

Page 24860

**Confirmation Vitiated:** Senate vitiated confirmation of the nomination of Elmo R. Zumwalt, Jr., of Virginia, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency. Placed on the calendar.

Page 24838

**Nominations:** Senate received the following nominations:

Charles H. Perenick, Sr., to be U.S. Marshal for the District of Massachusetts.

Anthony Bertoni, to be U.S. Marshal for the Eastern District of Michigan.

2 Navy nominations in the rank of Admiral.

Routine list of Air Force nominations.

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of James H. Stamper, of Missouri, to be a Judge of the U.S. Tax Court.

Page 24894

| | |
|---|---|
| Messages From the President: | Page 24860 |
| Messages From the House: | Page 24860 |
| Measures Referred: | Page 24861 |
| Measures Ordered Placed on Calendar: | Page 24861 |
| Statements on Introduced Bills: | Page 24862 |
| Amendments Submitted for Printing: | Page 24874 |
| Notices of Hearings: | Page 24875 |
| Committee Authority To Meet: | Page 24875 |
| Additional Statements: | Page 24875 |
| Nominations: | Page 24893 |

**Quorum Call:** One quorum call was taken today. (Total—46)

Page 24786

**Record Votes:** Six record votes were taken today. (Total—354)

Pages 24766, 24786, 24792, 24813, 24814

**Recess:** Senate convened at 10 a.m., and recessed at 6:44 p.m., until 9 a.m., on Friday, September 24, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 24815.)

# *Committee Meetings*

## APPROPRIATIONS—DEFENSE AND CONTINUING

*Committee on Appropriations:* Committee ordered favorably reported the following measures:

An original bill (S. 2951) appropriating funds for fiscal year 1983 for the Department of Defense; and

H.J. Res. 599, making continuing appropriations through December 22, 1982 for the Federal Government, with amendments.

## NAVAL VESSELS

*Committee on Armed Services:* Committee ordered favorably reported an original bill (S. 2965) providing for the transfer of certain naval vessels to certain foreign governments.

## INTERMEDIATE NUCLEAR FORCES NEGOTIATIONS

*Committee on Armed Services:* Committee held a closed briefing on the status of the Intermediate Nuclear Forces (INF) negotiations, receiving testimony from Ambassador Paul Nitze, U.S. Representative to the Intermediate Range Nuclear Force Talks; John A. Woodworth, Acting Secretary of Defense Representative, U.S. Delegation, (INF); and General William F. Burns, Joint Chiefs of Staff Representative for the INF talks.

*Committee on the Budget:* Committee resumed hearings on proposals reforming the Congressional Budget Act of 1974, including S. 13, S. 59, S. 581, S. 582, S. 193, S. 265, S. 384, S. 938, S. 2629, S. 1683, S. 2008, S. 2069, and S. 2454, receiving testimony on whether the current tools for Congressional enforcement of budget decisions are adequate, the budget timetable, on whether the mechanism of impoundment control in Title X of the Act needs to be changed to enable Congress and the President to keep actual outlays from exceeding those adopted in Congressional budget resolutions on the range of Federal fiscal activities in relation to the Congressional budget process and the Budget Act would be required if the balanced-budget Constitutional amendment is adopted by the Congress and ratified by the States from Senators Roth, Percy, Ford, Quayle, Chiles, Biden, and Bumpers.

Hearings continue on Tuesday, September 28.

## MINERAL LEASING

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on S. 2801 and H.R. 6542, bills providing for the withdrawal of certain lands in the National Wilderness Preservation System and certain other lands from mineral leasing after receiving testimony from Senators Stafford and Hart; John B. Crowell, Jr., Assistant Secretary of Agriculture for Natural Resources and Environment; George S. Dibble, Jr., representing the Rocky Mountain Oil and Gas Association, and Western Regional Council, and Western Oil and Gas Association; Richard T. Hughes, Chevron, U.S.A. (Central Region); Vincent Matthews, III, Lear Petroleum Inc., David F. Work, Amoco Production Company (Western Region), Karen Sheldon, Sierra Club Legal Defense Fund, James Cook, Placid Oil Company, Richard A. Wolgast, Phillips Petroleum, (Western Division), E. S. Mooney, Gulf Mineral Resources Company, Mo Turner, American Institute of Professional Geologists, Cortland Lee, Minerals Exploration Coalition, Kenneth K. Cummings, and C. M. Peterson, all of Denver, Colorado; Russell Peterson, National Audubon Society, New York City; J. Michael McCloskey, San Francisco, California, and Tim Mahoney, Washington, D.C., both representing the Sierra Club; William A. Turnage, The Wilderness Society; Douglas Francisco, Independent Petroleum Association of America.

## TAX PROPOSALS

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on S. 252, clarifying certain rules relating to the investment tax credit with respect to the treatment of public utility property, after receiving testimony from Alfred M. Hart, General Telephone Company of California, Santa Monica; Robert V. R. Dalenberg, The Pacific Telephone and Telegraph Company, San Francisco, California; and John J. Curtis, Southern California Gas Company, Pacific Lighting Corporation, Los Angeles, California; and S. 2741, revising certain provisions of the Tax Reform Act of 1969 relating to the application of the excess business holdings to private foundations, after receiving testimony from Daniel N. Belin, Ahmanson Foundation, Los Angeles, California.

## WORLD DEBT

*Committee on Foreign Relations:* Subcommittee on International Economic Policy met in closed session to receive a briefing on the world debt from an official of the Central Intelligence Agency, but made no announcement.

Subcommittee will hold hearings on the world debt on Monday, September 27.

## NOMINATION

*Committee on Governmental Affairs:* Committee concluded hearings on the nomination of K. William O'Connor, of Virginia, to be Special Counsel of the Merit Systems Protection Board, after the nominee testified and answered questions in his own behalf.

## DOCUMENT FRAUD—BENEFIT PROGRAMS

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations concluded hearings on alleged fraud and abuse in the issuance and use of Federal identification documents and the threat this poses to entitlement and other benefit programs, after receiving testimony from Doris Meissner, Acting Deputy Commissioner, Immigration and Naturalization Service, Department of Justice; John A. Svahn, Commissioner, Social Security Administration; Diego Asencio, Assistant Secretary of State for Consular Affairs; Marvin Garrett, Deputy Assistant Secretary of State for Security; and Robert Brown, Inspector General, Department of State.

## COMPENSATION OF FEDERAL JURORS

*Committee on the Judiciary:* Subcommittee on Agency Administration concluded hearings on S. 2863, extending Federal employees compensation benefits to all Federal jurors, providing the awarding of attorney fees for court-appointed attorneys, and expanding the method of serving jury summons, after receiving testimony from Timothy J. Finn, Deputy Assistant Attorney General, Office of Legal Policy, Department of Justice; Judge T. Emmet Clarie, U.S. District Judge for the District of Connecticut, and Judge Miles Lord, U.S. District Judge for the District of Minnesota, both on behalf of the Judicial Conference of the United States; and Herbert E. Hoffman, on behalf of the American Bar Association, Washington, D.C.

## CRIMINAL CODE/TORT ACTIONS

*Committee on the Judiciary:* Subcommittee on Agency Administration approved for full committee consideration with amendments S. 1775, making the Federal Government liable for tort claims and generally the exclusive defendant in all tort suits involving Government employees acting within the scope of their employment.

## FEDERAL PRISON INDUSTRIES

*Committee on the Judiciary:* Subcommittee on Criminal Law held hearings on S. 1747, relating to the purchase of prison-made products by Federal agencies, to allow, in certain cases, the purchase of similar products from small businesses, receiving testimony from Senator Schmitt; Jerome Miles, Deputy Chief for Administration, U.S. Forest Service, Department of Agriculture; Ronald W. Piasecki, Director, Office of Acquisition and Property Management, Department of the Interior; Gene Van Arsdale, Deputy Associate Administrator for Procurement and Technical Assistance, Small Business Administration; Norman A. Carlson, Director, Bureau of Prisons, Department of Justice; and Phil Archuletta, Ojo Caliente Craftsmen, Inc., Ojo Caliente, New Mexico.

Hearings were recessed subject to call.

## ANTITERRORISM

*Committee on the Judiciary:* Subcommittee on Security and Terrorism concluded hearings on S. 2255, establishing criminal penalties for providing services or information, under certain circumstances, to foreign governments or their agents, and to certain terrorist groups to be named by the President, after receiving testimony from Senator Humphrey; Representative Rinaldo; Mark Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Jeffrey H. Smith, Assistant Legal Advisor for Law Enforcement, Department of State; and John M. Maury, Association of Former Intelligence Officers, Washington, D.C.

## INDIAN LANDS AND PER CAPITA PAYMENTS

*Select Committee on Indian Affairs:* Committee concluded hearings on H.R. 4364, declaring that certain lands in Pima County, Arizona, shall be held in trust by the United States for the Pascua Yaqui Indian Tribe, S. 2418, authorizing the Twenty-nine Palms Band of Luiseno Mission Indians to lease specified trust lands in California, and H.R. 4365, providing that funds distributed per capita to certain members of an Indian tribe may be so distributed by the Secretary of the Interior or the governing body of any such tribe, after receiving testimony from John W. Fritz, Deputy Assistant Secretary for Indian Affairs, Ralph Reeser, Director, Office of Congressional and Legislative Affairs Staff, and Ken Fredericks, Chief, Division of Real Estate Services, Office of Trust Responsibilites, all of the Department of the Interior; and David G. Ramirez and Anselmo Valencia, both of the Pascua Yaqui Tribe, Tucson, Arizona.

## INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements, and will meet again on Tuesday, September 28.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 16 public bills, H.R. 7170–7185; 1 private bill, H.R. 7186; and 3 resolutions, H.J. Res. 607 and 608, and H. Con. Res. 412 were introduced.

Page 24944

**Bills Reported:** Reports were filed as follows:

Report of the Committee on House Administration entitled "Allocation of Budget Totals by Program" (H. Rept. 97–856);

H.R. 3278, to amend title 10, United States Code, to provide additional standards for determining the amount of space to be programed for military retirees and their dependents in medical facilities of the uniformed services, amended (H. Rept. 97–857);

H.R. 4496, to clarify the citizenship status of the members of the Texas Band of Kickapoo Indians; to provide for a reservation for the Texas Band of Kickapoo; and to provide to members of the Texas Band of Kickapoo those services and benefits furnished to American Indian tribes and individuals, amended (H. Rept. 97–858);

H.R. 5121, Federal Royalties and Rents Collection Act of 1981, amended (H. Rept. 97–859);

S. Con. Res. 18, relating to the restoration of the free exercise of religion in Ukraine (H. Rept. 97–860);

H.R. 5906, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to clarify provisions relating to claims, financial responsibility, and civil penalties, amended (H. Rept. 97–861);

H.R. 6588, to provide for Federal recognition of the Cow Creek Band of Umpqua Tribe of Indians, and to institute for such tribe those Federal services provided to Indians who are recognized by the Federal Government and who receive such services because of the Federal trust responsibility (H. Rept. 97–862);

H.R. 4863, to modify the maritime laws applicable to the recovery of damages by certain foreign seamen, amended (H. Rept. 97–863);

Conference report on H.R. 5930, to extend the aviation insurance program for five years (H. Rept. 97–864);

H.R. 2303, to designate the New York Bulk and Foreign Mail Center at Jersey City, New Jersey, as the "Michael McDermott Bulk and Foreign Mail Center" (H. Rept. 97–865);

H.R. 5941, to designate the building known as the Federal Building and United States Courthouse in Greenville, South Carolina, as the "Clement F. Haynsworth, Jr., Federal Building", amended (H. Rept. 97–866);

H.R. 6170, to amend title 23, United States Code, to encourage the establishment by States of effective alcohol traffic safety programs, amended (H. Rept. 97–867); and

H.R. 7159, to amend the Federal Water Pollution Control Act to allow modifications of certain effluent limitations relating to biochemical oxygen demand and pH (H. Rept. 97–868).

Page 24944

**Journal:** By a yea-and-nay vote of 332 yeas to 32 nays with 3 voting "present", Roll No. 362, the House approved the Journal of Wednesday, September 22.

Page 24895

**Committee Funds:** House agreed to H. Res. 568, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the 2d session of the 97th Congress.

Page 24900

**Washoe Tribe Lands:** House agreed to the Senate amendment to H.R. 5801, to declare that the United States holds certain lands in trust for the Washoe Tribe of Nevada and California and to transfer certain other lands to the administration of the United States Forest Service—clearing the measure for the President.

Page 24900

**Navajo Tribe Lands:** House agreed to the Senate amendment to H.R. 3589, to authorize the exchange of certain land by the Navajo Tribe and the Bureau of Land Management—clearing the measure for the President.

Page 24901

**New Mexico Lands:** House passed and cleared for the President S. 2405, to further amend the boundary of the Cibola National Forest to allow an exchange of lands with the city of Albuquerque, New Mexico.

Page 24902

**Federal Payment to District of Columbia:** House insisted on its amendment to S. 2457, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia; and agreed to a conference. Appointed as conferees: Representatives Dellums, Fauntroy, Stark, Leland, Gray, McKinney, Bliley, and Parris.

Page 24908

**Joint Economic Committee:** The Speaker appointed Representative Hawkins as a member of the Joint Economic Committee, to fill the existing vacancy thereon.

Page 24908

**Commission on Intergovernmental Relations:** The Speaker appointed Representative Frank as a member of the Advisory Commission on Intergovernmental Relations, to fill the existing vacancy thereon.

Page 24908

**Late Reports:** Committee on Energy and Commerce received permission to have until midnight Friday, September 24, to file reports on H.R. 5949, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions; and S. 2355, to amend the Communications Act of 1934 to provide that persons with impaired hearing are ensured reasonable access to telephone service.

Page 24908

**SEC Jurisdiction:** House passed H.R. 6156, to clarify the jurisdiction of the Securities and Exchange Commission and the definition of security.

Agreed to the Energy and Commerce Committee amendment in the nature of a substitute.

Agreed To:

The Agriculture Committee amendment;

An amendment that applies the new definition of "security" to the Securities Investor Protection Act, and

A clarifying amendment.

H. Res. 565, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 387 yeas, Roll No. 364.

Page 24908

**Futures Trading:** By a yea-and-nay vote of 319 yeas to 59 nays, Roll No. 366, the House passed H.R. 5447, to extend the Commodity Exchange Act.

Agreed to the Agriculture Committee amendment in the nature of a substitute.

Agreed To:

Energy and Commerce Committee amendment numbered 1 that prohibits the Commodity Futures Trading Commission from approving any stock index futures contract application if, within 45 days after a review and comment period, the Securities and Exchange Commission determines that the contract fails to meet the requirements set forth in the CFTC/SEC jurisdictional agreement (agreed to by a division vote of 7 ayes to 5 noes);

Energy and Commerce Committee amendment numbered 2;

Energy and Commerce Committee amendment numbered 3, as amended, that designates the Federal Reserve Board as the lead agency in conducting a special study of the futures industry;

An amendment that clarifies the provisions relating to rights of persons to sue for damages resulting from violations of the Commodity Futures Act;

An amendment that provides a time period limitation for CFTC review of rule proposals or rule changes of registered futures associations;

An amendment that facilitates the assumption of certain CFTC registration functions by registered futures associations or other authorized persons;

An amendment that requires reporting of export sales of United States grain by persons trading in grain futures; and

An amendment that prohibits "insiders" from trading in commodity futures (agreed to by a division vote of 18 ayes to 10 noes).

Rejected:

An amendment that sought to impose transaction fees on futures and options transactions to help pay the costs of CFTC regulatory programs (rejected by a recorded vote of 170 ayes to 216 noes, Roll No. 365); and

An amendment that sought to require the Agriculture Department to conduct a referendum among cattle producers to determine whether the CFTC would continue to permit trading of futures contracts on cattle and beef products.

The Clerk was authorized to correct section numbers, cross references, and make other necessary technical changes in the engrossment of the bill.

H. Res. 566, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 387 yeas, Roll No. 363.

Page 24914

**USDA Graduate School:** House agreed to H. Con. Res. 412, extending to the Graduate School, United States Department of Agriculture, the appreciation of the Congress on the sixtieth anniversary of the founding of the school.

Page 24957

**WEB Water Project:** House agreed to the Senate amendment to H.R. 4347, to authorize the Secretary of the Interior to proceed with development of the WEB pipeline, to provide for the study of South Dakota water projects to be developed in lieu of the Oahe and Pollock-Herreid irrigation projects, and to make available Missouri basin pumping power to projects authorized by the Flood Control Act of 1944 to receive such power—clearing the measure for the President.

Page 24958

**Presidential Message—Deferrals:** Received and read a message from the President wherein he reports a deferral of $6.5 million for the Department of Commerce and a revision to an existing deferral increasing the amount deferred by $1.25 million for the United States Information Agency—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–241).

Page 24960

**Defense Production Act Amendments:** House continued consideration of H.R. 5540, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States; but came to no resolution thereon.

By a yea-and-nay vote of 298 yeas to 51 nays with 1 voting "present", Roll No. 367, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that makes changes in the minimum labor training standards;

An amendment that requires training programs under the State plan to include contributions and other types of active participation from industry or labor organizations;

An amendment that strikes language requiring certain equipment installed under the bill be subject to provisions of the Davis-Bacon prevailing wage law. A point of order was sustained against a substitute to this amendment that sought to strike all Davis-Bacon prevailing wage law provisions in the bill;

A conforming amendment;

An amendment that makes financial assistance available to small independently owned and operated businesses;

An amendment that requires the President to insure that individuals receiving training in any program established have not violated the Selective Service Act by not submitting to registration; and

An amendment that prohibits the extension of any loan or loan guarantee unless the Treasury determines that such will not increase interest rates and will not adversely affect the thrift industry (agreed to by a recorded vote of 173 ayes to 154 noes, Roll No. 369).

Rejected an amendment that sought to strike all Davis-Bacon wage law provisions in the bill (rejected by a recorded vote of 162 ayes to 189 noes, Roll No. 368).

Page 24960

**Late Reports:** Committee on Agriculture received permission to have until midnight Sunday, September 26, to file reports on the following bills: H.R. 6142, to require the Commodity Credit Corporation to dispose of Government-owned stocks of agricultural commodities; H.R. 6679, to authorize civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests; H.R. 5455, to amend the Act of July 2, 1962, to authorize intrastate quarantines under extraordinary emergency conditions; H.R. 5456, to amend the Plant Quarantine Act of August 20, 1912, as amended, to eliminate certain unnecessary regulatory requirements; H.R. 7005, Federal Seed Act Amendments of 1982; and H.R. 6865, to amend the Perishable Agricultural Commodities Act, 1930, to require the Secretary of Agriculture to accept the payment of monetary penalties for certain admitted and infrequent violations involving misrepresentation under such Act.

Page 24985

**Adjournment:** Met at 10 a.m. and adjourned at 8:30 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURES

*Committee on Agriculture:* Ordered reported the following bills: H.R. 6142, amended, Surplus Agricultural Commodities Disposal Act of 1982; H.R. 6679, amended, to authorize civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests; H.R. 5455, amended, to amend the Act of July 2, 1962, to authorize intrastate quarantines under extraordinary emergency conditions; H.R. 5456, to amend the Plant Quarantine Act of August 20, 1912, as amended, to eliminate certain unnecessary regulatory requirements; H.R. 7005, amended, Federal Seed Act Amendments of 1982, and H.R. 6865, amended, to amend the Perishable Agricultural Commodities Act, 1930, to require the Secretary of Agriculture to accept the payment of monetary penalties for certain admitted and infrequent violations involving misrepresentation under such Act.

### MONETARY POLICY AND BANK OPERATIONS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on Monetary Policy and Bank Operations. Testimony was heard from Presidents of certain Federal Reserve District Banks.

### MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported the following measures: H. Con. Res. 384, urging the continuation of Federal involvement in child nutrition programs; H.R. 7102, Migrant and Seasonal Agricultural Workers Protection Act and H.R. 7137, amended, to increase the authorization of appropriations for certain education programs.

### OLDER AMERICANS VOCATIONAL EDUCATION ACT

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 6985, Older Americans Vocational Education Act. Testimony was heard from Representative Pepper and public witnesses.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Select Education continued oversight hearings on the proposed regulations for Public Law 94–142, Education for All Handicapped Children Act. Testimony was heard from public witnesses.

Hearings continue September 29.

## MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported the following bills: H.R. 5949, amended, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions and S. 2355, amended, to amend the Communications Act of 1934 to provide that persons with impaired hearing are ensured reasonable access to telephone service.

## OIL PIPELINE DEREGULATION

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on oil pipeline deregulation. Testimony was heard from public witnesses.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on religious persecution as a violation of human rights: the Presbyterian Church in Asia. Testimony was heard from public witnesses.

## MISCELLANEOUS MEASURE; REPORT

*Committee on Government Operations:* Subcommittee on Intergovernmental Relations approved for full Committee action a clean bill to be introduced to expand the membership of the Advisory Commission on Intergovernmental Relations to include town and township officials and school board members.

The Subcommittee also approved the following reports: "Improving the Financial Management and Auditing of Federal Assistance Programs: The 'Single Audit' Concept" and "Management of the End Stage Renal Disease Program."

## REPORT; MISUSE OF GOVERNMENT PASSENGER AIRCRAFT

*Committee on Government Operations:* Subcommittee on Legislation and National Security approved the following report: Mismanagement of SSA's Computer Systems Threatens Social Security Programs.

The Committee also held a hearing on Misuse of Government Passenger Aircraft. Testimony was heard from Donald Horan, Director, Procurement, Logistics and Readiness Division, GAO.

## INDIAN LEGISLATION

*Committee on Interior and Insular Affairs:* Held a hearing on H.J. Res. 553, to authorize Indian tribes to bring certain actions on behalf of their members with respect to certain legal claims. Testimony was heard from Carol E. Dinkins, Assistant Attorney General for Land and Natural Resources, Department of Justice; Lawrence L. Jensen, Associate Solicitor for Indian Affairs, Department of the Interior and public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action the following bills: H.R. 6655, amended, to require the Secretary of the Interior to offer to sell exclusively to small business concerns not less than 30 percent of the quantity of salvage timber which is harvested from land managed by the Bureau of Land Management and offered for sale in any fiscal year; S. 1777, relating to the establishment of a permanent boundary for that portion of the Acadia National Park as lies within the town of Isle au Haut, Maine; S. 1540, to revise the boundaries of the Saratoga National Historical Park in the State of New York; H.R. 6882, amended, to revise the boundaries of the Cumberland Island National Seashore and to provide compensation for certain facilities on the seashore; S. 188, to authorize the Secretary of Agriculture to convey certain lands in the Gallatin National Forest; S. 187, amended, to authorize the Secretary of the Interior to convey certain lands near Miles City, Montana, and to remove certain reservations from prior conveyances, and H.R. 5785, amended, to quit title and possession with respect to a certain private land claim in Livingston Parish, La.

Prior to this action, the Subcommittee held a hearing on H.R. 6655. Testimony was heard from James Parker, Associate Director, Bureau of Land Management, Department of the Interior.

## FEDERAL COMPUTER SYSTEMS PROTECTION ACT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 3970, Federal Computer Systems Act of 1981. Testimony was heard from the following officials of the Department of Justice: Roger M. Olson, Deputy Assistant Attorney General, Criminal Division; Floyd Clarke, Deputy Assistant Director, Criminal Investigative Division, FBI and William A. Bayse, Assistant Director, Technical Services Division, FBI and public witnesses.

## STATE JUSTICE INSTITUTE ACT; HOME RECORDING

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action a clean bill to be introduced in lieu of H.R. 2407, State Justice Institute Act of 1981.

The Subcommittee also continued hearings on the following bills: H.R. 5705, Home Recording Act of 1982; H.R. 5250, to amend the copyright law to exempt private, nonprofit recording of copyrighted works on video recorders from copyright infringement, and related bills. Testimony was heard from public witnesses.

## ARMED ROBBERY AND BURGLARY PREVENTION ACT

*Committee on the Judiciary:* Subcommittee on Crime held a hearing on H.R. 6386, Armed Robbery and Burglary Prevention Act, and similar bills. Testimony was heard from Senator Specter; Representative Wyden; Roger M. Olsen, Deputy Assistant Attorney General, Criminal Division, Department of Justice and public witnesses.

## MARINE SAFETY

*Committee on Merchant Marine and Fisheries:* Subcommittee on Coast Guard and Navigation and the Subcommittee on Merchant Marine held a hearing on H.R. 7103, to consolidate and reenact certain laws of the marine safety and seamen's welfare laws. Testimony was heard from the following officials of the U.S. Coast Guard: RAdm. Edwin H. Daniels, Chief Counsel and RAdm. Clyde T. Lusk, Chief, Office of Merchant Marine Safety and public witnesses.

## MISCELLANEOUS MEASURES; PROSPECTUSES

*Committee on Public Works and Transportation:* Ordered reported the following bills: H.R. 7159, to amend the Federal Water Pollution Control Act to allow modifications of certain effluent limitations relating to biochemical oxygen demand and pH and H.R. 6170, amended, to amend title 23, United States Code, to encourage the establishment by States of effective alcohol traffic safety programs.

The Committee also approved 1 lease construction prospectus, 2 lease consolidation prospectuses and 1 construction prospectus. The Committee also approved 30 water resource survey resolutions and 4 soil conservation watershed projects.

## PROSPECTUSES

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds approved 1 lease construction prospectus and 2 lease consolidation prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from Charles Z. Wick, Director, USIA; Richard O. Haase, Commissioner, Public Building Service, GSA; Marilyn O'Connell, Director, Office of Material Resources, SSA, Department of Health and Human Services.

## NUCLEAR WASTE MANAGEMENT

*Committee on Rules:* Heard testimony from Representatives Udall, Markey, Byron, Fuqua, Bouquard, Lundine, Ottinger, Huckaby, Lujan, Holt, Broyhill and Moorhead but took no action on H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety, H.R. 5016, to establish a Federal policy with respect to the disposal of high-level radioactive waste from civilian nuclear activities, to provide for the construction, operation, and maintenance of waste disposal facilities, to provide for a program of nuclear waste and spent fuel research and development, and H.R. 6598, to provide for the development of repositories for the disposal of high-level radioactive waste and spent nuclear fuel.

## BUDGET PROCESS

*Committee on Rules:* Task Force on the Budget Process continued hearings on the Budget Process. Testimony was heard from Representatives Wright, Michel, Whitten, Brooks, and Horton.

Hearings continue September 29.

## VA MEDICAL FACILITIES

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care held a hearing on security force employed at VA medical facilities. Testimony was heard from Marjorie Quandt, Assistant Chief Medical Director for Administration, VA; Richard Post, Assistant Director for Staffing, Office of Personnel Management and a representative of a veterans' organization.

## SOCIAL SECURITY ADMINISTRATIVE ISSUES

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing on Social Security Administrative Issues. Testimony was heard from Representatives Miller of California and Panetta; the following officials of the Department of Health and Human Services: John A. Svahn, Commissioner, SSA and Richard Kusserow, Inspector General; Edward Densmore, Deputy Director, Human Resources Division, GAO and public witnesses.

## FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from Representative Dannemeyer and public witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### JOB TRAINING ASSISTANCE

*Conferees* agreed to file a conference report on S. 2036, providing for State and local employment training assistance.

### SALLIE MAE TECHNICAL AMENDMENTS ACT

*Conferees* agreed to file a conference report on S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae).

### MISCELLANEOUS REVENUE ACT

*Conferees* continued to resolve their differences between the Senate and House-passed versions of H.R. 4717, amending the effective date provisions of section 402(b)(3) of the Windfall Profit Tax Act of 1980 (P.L. 96–223), to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, September 24, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 25045–25216*

**Bills Introduced:** Five bills and one resolution were introduced, as follows: S. 2955–2959, and S. Ex. Res. 7.
Page 25193

**Bills Reported:** Reports were made as follows:

S. 505, subjecting imported grapes to the same regulations as table grapes grown in the Coachella Valley of Southern California, with an amendment. (S. Rept. No. 97–582)

Report to accompany S. 1701, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located. (S. Rept. No. 97–583)

S. 2956, appropriating funds for fiscal year 1983 for the Departments of Commerce, Justice, State, and the Judiciary. (S. Rept. No. 97–584)

S. 1688, making it a Federal offense when a convicted criminal commits a series of crimes involving firearms, with an amendment in the nature of a substitute. (S. Rept. No. 97–585)

H.R. 6758, authorizing the sale of defense articles to U.S. companies for incorporation into end items to be sold to friendly countries, with an amendment in the nature of a substitute. (S. Rept. No. 97–586)

S. 2411, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts, with amendments. (S. Rept. No. 97–587)

S. Res. 460, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2899, authorizing funds for economic assistance and development for countries in the Caribbean Basin region.

S. Res. 469, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5203, authorizing funds for fiscal years 1983 and 1984 for programs of the Federal Insecticide, Fungicide, and Rodenticide Act, and extending the scientific advisory panel for an additional ten years.

S. 2258, discontinuing or amending certain requirements for agency reports to Congress, with amendments.

H.R. 1371, amending the Contract Disputes Act of 1978 to require the Secretary of the Treasury to specify and publish in the Federal Register, during the six-month period beginning on July 1, 1979, and during each six-month period afterwards, the rate of interest to be paid on amounts due contractors on claims against the Government, with amendments.

H.R. 2528, amending the Economy Act to provide that all departments and agencies may obtain materials or services from other agencies by contract.
Page 25192

**Measures Passed:**

*Community Services Block Grant Act Amendments:* Senate passed H.R. 7065, amending the Community Services Block Grant Act, clarifying the authority of the Secretary of Health and Human Services to designate community action agencies for certain community action programs administered by the Secretary.
Page 25177

*U.S. Code Military Titles Amendments:* Committee on the Judiciary was discharged from the further consideration of H.R. 4623, codifying without substantive changes recent laws concerning the armed forces, the Coast Guard, military pay and allowances, and veterans, and the measure was passed, after agreeing to Stevens (for Thurmond) unprinted amendment No. 1298, of a technical and clarifying nature.
Page 25177

*Expressing Thanks to Former First Lady Betty Ford:* Committee on the Judiciary was discharged from the further consideration of H. Con. Res. 407, expressing thanks to former First Lady Betty Ford, and the resolution was then agreed to.

Page 25177

*National Alzheimer's Disease Week:* Senate passed H.J. Res. 496, designating the week beginning on November 21, 1982, as "National Alzheimer's Disease Week."

Page 25181

S.J. Res. 225, Senate companion measure, was then indefinitely postponed.

Page 25181

*National Productivity Improvement Week:* Senate agreed to S. Res. 453, designating the week of October 3 through October 9, 1982, as "National Productivity Improvement Week."

Page 25181

*National Medical Laboratory Week:* Senate passed S.J. Res. 178, proclaiming the second week of April as "National Medical Laboratory Week."

Page 25182

*Assurances Concerning Romanian Emigration and Persecution:* Senate agreed to S. Res. 445, urging the U.S. Government to seek certain assurances from the Government of Romania concerning facilitation of emigration procedures and freedom from religious and cultural persecution.

Page 25182

*General Agreement on Tariff and Trade Meeting Goals:* Senate agreed to S. Res. 386, expressing the sense of the Senate on the goals of the United States for the November 1982 ministerial level meeting of the General Agreement on Tariff and Trade (GATT).

Page 25183

*HUD Appropriations, 1983:* By 73 yeas to 11 nays, Senate passed H.R. 6956, appropriating funds for fiscal year 1983 for the Department of Housing and Urban Affairs and certain independent agencies, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Page 25054

Adopted:

(1) Baker-Robert C. Byrd unprinted amendment No. 1280, providing that the Architect of the Capitol shall cease the obligation, commitment, or expenditure of any unallotted construction contingency funds (identified during the construction of the Hart Senate Office Building) for the purpose of completing the construction of the physical fitness facility in the Hart Senate Office Building. Page 25064

(2) Huddleston unprinted amendment No. 1281, authorizing financial contributions by the Board of Governors of the Federal Reserve System and the Federal Reserve Banks to the Neighborhood Reinvestment Corporation.

Page 25065

(3) Proxmire unprinted amendment No. 1282, reducing funds for civil defense to the authorization level.

Page 25065

(4) By 80 yeas to 1 nay, Armstrong unprinted amendment No. 1283, expressing the sense of the Senate with respect to human rights violations in connection with the construction of the trans Siberian pipeline.

Page 25070

(5) Leahy unprinted amendment No. 1284, providing that funds in the Act shall be used to maintain a permanent, full-time equivalent utilization rate of at least 9,050, including positions funded under the Hazardous Substance Response Trust Fund, and that the Agency shall not institute a reduction in force or any other measure which results in a permanent, full-time equivalent workyear utilization rate of lower than 9,050.

Page 25740

(6) Rudman unprinted amendment No. 1285, deleting language overriding the provisions of the Small Business Innovation Development Act (P.L. 97-219) as they pertain to the National Aeronautics and Space Administration.

Page 25075

(7) Pressler unprinted amendment No. 1287, providing additional funds for the Congregate Housing Services program for the elderly.

Page 25080

(8) Moynihan unprinted amendment No. 1288, postponing the effective date of tenant contribution regulations.

Page 25080

(9) Cohen unprinted amendment No. 1289, amending the Tariff Schedules of the United States to provide duty-free treatment for imported steam.

Page 25081

Rejected:

Moynihan unprinted amendment No. 1286, to increase funding for research and development activities of the Environmental Protection Agency for carrying out the Competitive Environmental Response, Compensation, and Liability Act of 1980 (Superfund). (By 44 yeas to 40 nays, Senate tabled the amendment.)

Page 25075

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hatfield, Garn, Weicker, Laxalt, D'Amato, Schmitt, Specter, Huddleston, Proxmire, Stennis, Leahy, and Sasser.

Page 25089

*Veterans' Compensation, Education and Employment Amendments of 1982:* Senate passed H.R. 6782, increasing the rates of disability compensation for disabled veterans, increasing the rates of dependency and indemnity compensation for surviving spouses and children of disabled veterans, discontinuing duplicative payment to certain veterans, increasing the level of disability required for the payment of dependent allowances, providing for cost-saving improvements in veterans' programs, and improving certain aspects of the Veterans' Administration educational benefits program and the Department of Labor veterans' employment programs, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2913, Senate companion measure, after agreeing to the following amendment proposed thereto:

Baker (for Thurmond) unprinted amendment No. 1290, authorizing reimbursement for reasonable charges for chiropractic services provided to certain veterans.

S. 2913, Senate companion measure, was then indefinitely postponed. **Page 25089**

*Depository Institutions Amendments of 1982:* Committee on Banking, Housing, and Urban Affairs was discharged from the further consideration of H.R. 6267, to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies, and the measure was then passed, after striking all after the enacting clause and inserting in lieu thereof S. 2879, Senate companion measure, after taking action on amendments proposed thereto, as follows:

**Page 25123**

Adopted:

(1) Garn unprinted amendment No. 1291, revising the capital assistance program, providing for the elimination of the Regulation Q differential.

**Page 25127**

(2) Boren unprinted amendment No. 1292, providing for a study of optional excess deposit insurance.

**Page 25135**

(3) Cranston unprinted amendment No. 1293, extending the deadline for bank holding companies to divest themselves of real estate or interest in real estate until December 31, 1984.

**Page 25141**

(4) Brady unprinted amendment No. 1294, conforming the grandfather clause of Title VI to other grandfather provisions of the Bank Holding Company Act (Section 4(a)(2) and Section 4(a)(11)) and the International Banking Act (Section 8).

**Page 25141**

(5) Garn (for Heinz) unprinted amendment No. 1296, providing parity to non-federally chartered housing creditors with federally chartered institutions with respect to alternative mortgage instruments.

**Page 25144**

(6) Garn unprinted amendment No. 1297, designating the building known as the Federal Reserve Board Main Building, in Washington, D.C., as the "Marriner S. Eccles Federal Reserve Board Building."

**Page 25145**

Rejected:

Boren-Exon unprinted amendment No. 1295, providing that, on and after September 24, 1982, all Federal savings and loan association and Federal Savings and loan banks shall be subject to the same conditions under State or Federal law upon which a national bank may establish and operate branches as to branches established after September 24, 1982. (By 67 yeas to 11 nays, Senate tabled the amendment.)

**Page 25143**

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Garn, Tower, Lugar, D'Amato, Schmitt, Riegle, Proxmire, and Cranston.

S. 2879, Senate companion measure, was then indefinitely postponed.

**Page 25175**

**Buffalo Bill Dam and Reservoir:** Senate agreed to the conference report on S. 1409, authorizing the enlargement of the Buffalo Bill Dam and Reservoir in Wyoming, increasing limitations of Federal reclamation laws, and providing for the resolution of the Papago Indian water issues.

**Page 25108**

**Military Construction Appropriations, 1983—Agreement:** A unanimous consent agreement was reached providing for consideration of H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense, on Monday, September 27, beginning at 12 Noon.

**Page 25177**

**Debt Collection Act of 1982—Agreement:** A unanimous consent agreement was reached providing for consideration of H.R. 4613, increasing the efficiency of Government-wide efforts to collect debts owed the United States and providing additional procedures for the collection of debts owed the United States, on Monday, September 27, following disposition of H.R. 6968, HUD Appropriations, 1983.

**Page 25177**

**Agriculture Appropriations, 1983—Agreement:** A unanimous consent agreement was reached providing for the consideration of H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs, on Tuesday, September 28, beginning at 10 a.m.

**Page 25177**

**Executive Report:** Senate received Executive Report to accompany Treaty Doc. 97–26, Tax Convention with the Republic of Austria, which was signed by the United States and Austria on June 21, 1982. (Exec. Rept. No. 97-60)

Page 25193

**Confirmations:** Senate confirmed the nominations of Winifred A. Pizzano, of Virginia, to be Federal Cochairman, and Jacqueline L. Phillips, of Maryland, to be Alternate Federal Cochairman, of the Appalachian Regional Commission.

Page 25216

**Messages From the House:** Page 25191

**Communications:** Page 25191

**Statements on Introduced Bills:** Page 25193

**Notices of Hearings:** Page 25199

**Committee Authority To Meet:** Page 25199

**Additional Statements:** Page 25199

**Confirmations:** Page 25216

**Record Votes:** Four record votes were taken today. (Total—358)

Pages 25071, 25079, 25089, 25144

**Recess:** Senate convened at 9 a.m., and recessed at 4:40 p.m. until 11 a.m. on Monday, September 27, 1982.

## *Committee Meetings*

### AIRLINE MERGERS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation concluded hearings on airline labor protection relating to mergers, acquisitions, and intercarrier transactions, after receiving testimony from Dan McKinnon, Chairman, Civil Aeronautics Board; Howard D. Putnam, Braniff International, Dallas, Texas; Edward Meyer, Jr., TransWorld Airlines, Kansas City, Missouri, William R. Howard, Piedmont Airlines, Winston-Salem, North Carolina, and Paul R. Ignatius, Washington, D.C., all on behalf of the Air Transport Association; Donald C. Burr, Peoples Express Airlines, Inc., Newark, New Jersey; George Batchelor, Capitol Air, Inc., Miami, Florida; Michael W. Derchin and James Connor, both of First Boston, New York City; Wallace Hendricks, University of Illinois, Champaign; and John J. O'Donnell, Air Line Pilots Association, William Genoese, International Brotherhood of Teamsters, Linda Puchala, and Susan Edwards, both on behalf of the Association of Flight Attendants, and William Mahoney and William Scheri, both of the International Association of Machinists and Aerospace Workers, William Gill, Flight Engineers' International Union, William Linder, Transport Workers Union of America, and Thomas Rostkowski, Brotherhood of Railway and Airline Clerks, all of Washington, D.C.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following bills:

S. 1908, providing for the reinstatement and validation of U.S. oil and gas lease NM-A26947, with amendments; and

S. 2632, authorizing American Samoa to issue bonds and other obligations and to exempt such bonds from taxation, with an amendment.

Also, committee resumed consideration of S. 2805 and S. 2818, bills providing for an adjustment in the termination, extension, or modification of certain contracts for the sale of timber from National Forest System lands and public lands, but did not complete action thereon, and will meet again on Tuesday, September 28.

### BUSINESS MEETINGS

*Committee on Finance:* Committee ordered favorably reported the following measure:

H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97-34), the Crude Oil Windfall Profit Tax Act (P.L. 96-223), and the Installment Sales Revision Act (P.L. 96-471), with amendments;

Also, committee began consideration of H.R. 1524, prohibiting any taxpaying utility from using the normalization method of accounting if, for ratemaking purposes or for reflecting operating results in its regulated books of account, it employs any adjustment that is inconsistent with the existing requirements for users of such accounting method, and H.R. 7093, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income, but did not complete action thereon.

### PRIVATE RELIEF MEASURES

*Committee on the Judiciary:* On Thursday, September 23, Subcommittee on Agency Administration approved for full committee consideration H.R. 3171, H.R. 4490, S. 1510, and S. 534, private relief bills.

### JUDICIAL SURVIVORS ANNUITIES—NATIONAL COURT OF APPEALS—EMPLOYEE COMPENSATION SUITS

*Committee on the Judiciary:* Subcommittee on Courts concluded hearings on the following bills:

S. 1529 and S. 2035, bills establishing a National Court of Appeals, after receiving testimony from Judge Robert H. Bork, District of Columbia Court of Appeals; Daniel J. Meador, University of Virginia Law School, Charlottesville; and Irwin Griswold, Jones, Day, Reavis & Pogue, Washington, D.C.;

S. 1403 and S. 1874, to reform and improve the annuity program for survivors of Federal Justices, judges, and judicial officers, after receiving testimony from Judge Irving R. Kaufman, U.S. Court of

Appeals, Second Circuit, New York City, on behalf of the Judicial Conference of the United States; Judge James Harvey, Federal District Court, Bay City, Michigan, on behalf of the American Bar Association; Judge Spencer M. Williams, U.S. District Court for the Northern District of California, San Francisco, on behalf of the Federal Judges Association; Philip W. Tone, on behalf of the American College of Trial Lawyers; and William H. Mulligan, Skadden, Arps, Slate, Meagher and Flom, New York City; and

S. 2296, providing district courts with jurisdiction to review Labor Employees' Compensation Appeals Board actions, and authorizing the setting aside of attorneys' fees from a judgment, after receiving testimony from Robert L. Potts. Florence, Alabama; Gene M. Hamby, Jr., Sheffield, Alabama; and Charles Rosser, Tuscumbia, Alabama.

Testimony was also received on proposed legislation creating an additional 45 Federal judgeships from William J. Weller, Legislative Affairs Officer, Administrative Office of U.S. Courts, Washington, D.C.

### GRATUITY RESOLUTIONS

*Committee on Rules and Administration:* Committee approved for reporting three original resolutions, each granting a gratuity to the survivors of deceased Senate employees.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 4 public bills, H.R. 7187–7190; and 1 resolution, H.J. Res. 609 were introduced.

Page 25044

**Bills Reported:** Reports were filed as follows:

H.R. 7137, to increase the authorization of appropriations for certain education programs, amended (H. Rept. 97–869);

H. Con. Res. 384, expressing the sense of the Congress that the United States should maintain Federal involvement in and support for, the child nutrition programs, amended (H. Rept. 97–870); and

H.R. 846, to revise the boundary of Voyageurs National Park in the State of Minnesota, amended (H. Rept. 97–871).

Page 25043

**Late Report:** Conferees received permission to have until midnight Monday, September 27, to file a conference report on S. 2586, to authorize certain construction at military installations for fiscal year 1983.

Page 25026

**Calendar Wednesday:** Objection was heard to a unanimous-consent request to dispense with Calendar Wednesday business of September 29.

Page 25029

**House Historian:** By a yea-and-nay vote of 132 yeas to 180 nays, Roll No. 370, the House failed to agree to H. Res. 581, to amend the Rules of the House of Representatives to establish an Office of the Historian in the United States House of Representatives.

Page 25029

**Health Planning Block Grant:** Bv a yea-and-nay vote of 302 yeas to 14 nays, Roll No. 371, the House passed H.R. 6173, to amend the Public Health Service Act to replace title XV of such Act with a block grant to States for health planning.

Agreed to an amendment in the nature of a substitute (text of H.R. 7040).

Page 25032

**Late Report:** Conferees received permission to have until midnight Monday, September 27, to file a conference report on H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

Page 25040

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 25042

**Adjournment:** Met at 10 a.m. and adjourned at 11:40 a.m.

## *Committee Meetings*

### INDIAN POINT NUCLEAR POWER STATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power continued hearings on the procedures followed by the NRC in the Indian Point nuclear power facility proceedings. Testimony was heard from Judge Louis Carter, former Chairman, Atomic Safety and Licensing Board, NRC.

Hearings continue October 1.

### METHANOL

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on Methanol as an alternative transportation fuel. Testimony was heard from F. Kevin Boland, Acting Deputy Director, GAO and public witnesses.

### TERMINATION OF ENTITLEMENTS PROGRAM

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on the Department of Energy's efforts to terminate the entitlements program. Testimony was heard from the following officials of the Department of Energy: F. Scott Bush, Director, Oil and Gas Imports, Economic Regulatory Administration; William Funk, Assistant General Counsel for Regulatory Oversight, Office of the General Counsel and David Welsh, Acting Director, Oil Import Branch, Entitlements Program Office, Economic Regulatory Administration.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from public witnesses.

Hearings continue September 27.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, September 27, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 25226–25269*

**Bills Introduced:** Two bills and two resolutions were introduced, as follows: S. 2960 and S. 2961, S. Res. 480, and S.J. Res. 255.

Page 25238

**Bills Reported:** Reports were made as follows:

S. Res. 480, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba (with minority views). Referred to the Committee on the Budget (S. Rept. No. 97–588)

Conference Report on S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae). (S. Rept. No. 97–589)

S. 2632, authorizing American Samoa to issue bonds and other obligations and to exempt such bonds from taxation, with an amendment. (S. Rept. No. 97–590)

S. 2960, providing for implementation of an economic emergency farmers loan program, and providing, under specified circumstances, for deferral of payments under the Farmers Home Administration loan program (with additional views). (S. Rept. No. 97–591)

Page 25237

**Measure Passed:**

*Military Construction Appropriations, 1983:* Senate passed with amendments, H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense.

Senate insisted upon its amendments and requested a conference with the House thereon.

Page 25247

**Debt Collection Act of 1982:** Senate began consideration of H.R. 4613, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States, agreeing to Percy unprinted amendment No. 1299, in the nature of a substitute.

A rollcall vote on passage will occur on Tuesday, September 28, at 2 p.m.

Page 25251

**Sallie Mae Technical Amendments Act of 1982—Conference Report:** Senate agreed to the conference report on S. 2852, authorizing funds for fiscal years 1983 and 1984 for student loan assistance programs and providing for an exemption under Federal priority for recovering moneys owed the Student Loan Marketing Association (Sallie Mae).

Senate receded from its disagreement to the House amendment to the title.

Page 25267

**Coast Guard Authorizations:** Senate concurred in the amendment of the House to S. 2252, authorizing funds for fiscal years 1983 and 1984 for the U.S. Coast Guard, Department of Transportation, with Baker unprinted amendment No. 1300, in the nature of a substitute.

Page 25259

**Depository Institutions Amendments of 1982—Conferees:** Senators D'Amato, Schmitt and Proxmire were excused as conferees on H.R. 6267, to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies.

Page 25267

**Committee Authority:** The Committee on Finance was authorized until midnight today to file a report on H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471).

Page 25266

**Presidential Message:** Senate received a message from the President transmitting the Fourth Annual Report of the Department of Energy. Referred to the Committee on Energy and Natural Resources. (PM–183)

Page 25236

**Nominations:** Senate received the following nominations:

Richard T. Kennedy, of the District of Columbia, to be Ambassador at Large.

Lawrence S. Margolis, of Maryland, and Haldane R. Mayer, of Virginia, each to be a Judge of the United States Claims Court.

J. Raymond Bell, of the District of Columbia, to be Chairman of the Foreign Claims Settlement Commission.

Victor Blanco, of California, to be a Member of the Board of Directors of the Inter-American Foundation.

8 Army nominations in the rank of General.

1 Navy nomination in the rank of Admiral.

4 Air Force nominations in the rank of General.

1 Public Health Service nomination.

Routine lists of Navy, Air Force, and Marine Corps nominations.

**Page 25268**

**Messages From the President:** **Page 25236**

**Messages From the House:** **Page 25237**

**Measures Referred:** **Page 25237**

**Communications:** **Page 25237**

**Statements on Introduced Bills:** **Page 25238**

**Amendment Submitted for Printing:** **Page 25240**

**Additional Statements:** **Page 25240**

**Nominations:** **Page 25268**

**Recess:** Senate convened at 11 a.m., and recessed at 2:18 p.m., until 9:15 a.m., on Tuesday, September 28, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 25227.)

## *Committee Meetings*

### PENSION PLANS

*Committee on Finance:* Subcommitte on Savings, Pensions, and Investment Policy concluded hearings on the following bills:

S. 2860, eliminating the retroactive effective date of the withdrawal liability provisions of the multiemployer Pension Plan Amendments Act (P.L. 96–364), after receiving testimony from Edward Riss, Riss International, Kansas City, Missouri; Vance Anderson, Mobil Oil, New York City, on behalf of the National Association for Employee Benefits; Joe A. Masterson, Terson, Inc., Chicago, Illinois; and Robert L. Wilkinson and Peter Turza, both on behalf of Associated Specialty Contractors, Inc., Bethesda, Maryland.

S. 2918, creating exemptions to permit investments by employees benefit plans in the residential mortgage market, after receiving testimony from Herman Smith, on behalf of the National Association of Home Builders, Washington, D.C.; Douglas E. Johnson, Chase Home Mortgage Company, Montvale, New Jersey, on behalf of Mortgage Bankers Association of America; and D. Scott McGregor, the McNeil Mehew Group, Salt Lake City, Utah; and

S. 2232, treating, for tax purposes, certain distributions received by a named individual from a pension plan and deposited into an individual retirement account as a qualifying rollover distribution, after receiving testimony from Kent Christison, Poyner, Gerraghty, Hartsfield & Townsend, Raleigh, North Carolina; and Thomas Payne, North Carolina National Bank, Charlotte.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Richard T. McCormack, of the District of Columbia, to be Assistant Secretary of State for Economic and Business Affairs, after the nominee, who was introduced by Senator Helms, testified and answered questions in his own behalf.

### NUCLEAR PROLIFERATION BRIEFING

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on recent developments in nuclear proliferation risk nations from an official of the Central Intelligence Agency, but made no announcements.

### WORLD DEBT

*Committee on Foreign Relations:* Subcommittee on International Economic Policy concluded hearings on world debt issues, after receiving testimony from Richard McNamar, Deputy Secretary of the Treasury; C. Fred Bergsten, Institute for International Economics, Washington, D.C.; and Jeffrey E. Garten, Lehman Brothers, Kuhn & Loeb, and George Clark, Citicorp, both of New York City.

### TAIWAN COMMUNIQUE AND SEPARATION OF POWERS

*Committee on the Judiciary:* Subcommittee on Separation of Powers resumed hearings on certain constitutional and separation of powers issues involving the Joint China Communique and the Taiwan Relations Act, receiving testimony from Davis R. Robinson, Legal Advisor, Department of State; and Theodore Olson, Assistant Attorney General, Office of Legal Counsel, Department of Justice.

Hearings were recessed subject to call.

# House of Representatives

## *Chamber Action*

The House was not in session today. Its next meeting will be held at noon on Tuesday, September 28.

## *Committee Meetings*

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade, continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Tuesday, September 28, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 25287–25373*

**Bills Introduced:** Five bills and three resolutions were introduced, as follows: S. 2962–2966, and S. Res. 481–483. **Page 25346**

**Bills Reported:** Reports were made as follows:

Reported on Monday, September 27:

H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97–34), the Crude Oil Windfall Profit Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471), with amendments. (S. Rept. No. 97–592)

Reported today:

S. 534, private relief bill. (S. Rept. No. 97–593)

S. 1510, private relief bill. (S. Rept. No. 97–594)

H.R. 6276, authorizing the District of Columbia Council to issue revenue bonds to finance college and university programs that provide student educational loans.

H.R. 3171, private relief bill.

H.R. 4490, private relief bill.

S. Res. 481, S. Res. 482, S. Res. 483, each granting a gratuity to the survivors of deceased Senate employees.

S. 2965, authorizing the transfer of certain naval vessels to certain foreign governments. (S. Rept. No. 97–595) By unanimous consent, referred to the Committee on Foreign Relations for not to exceed 2 calendar days.

S. 2965, authorizing the transfer of certain naval vessels to certain foreign governments. **Page 25343**

**Measures Passed:**

*Computer Information System:* Committee on the Judiciary was discharged from the further consideration of H.R. 6976, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located, and the bill was passed after striking all after the enacting clause and inserting in lieu thereof the text of S. 1701, Senate companion bill, as previously passed. **Page 25336**

*Penalties for Threats Against Former Presidents:* Senate passed H.R. 6168, amending title 18, United States Code, providing a criminal penalty for threats against former Presidents, major Presidential candidates, and certain other persons protected by the Secret Service. **Page 25336**

*Preferential Treatment of Certain Children:* Senate passed S. 1698, providing preferential treatment in the admission of children of mixed Asian and American heritage (Amerasians), after agreeing to a committee amendment in the nature of a substitute. **Page 25338**

*Debt Collection Act of 1982:* By 96 yeas to 2 nays, Senate passed with amendments H.R. 4613, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States. **Page 25318**

*Agriculture Appropriations, 1983:* By 84 yeas to 14 nays, Senate passed H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural development, and related agencies programs, after agreeing to committee amendments and taking action of amendments proposed thereto, as follows: **Page 25294**

Adopted:

(1) Dixon unprinted amendment No. 1301, limiting to not less than $66,000 the amount that may be used by USDA in preparing and disseminating quarterly farm income statistics. **Page 25299**

(2) Domenici unprinted amendment No. 1302, conforming Title III, Feeding Program for Women, Infants and Children, to comply with the Impoundment Control Act of 1974. **Page 25302**

(3) By 69 yeas to 29 nays, Armstrong unprinted amendment No. 1303, prohibiting the expenditure of funds to provide to persons who produce certain agricultural commodities on highly erodible land benefits from certain agricultural programs. **Page 25303**

(4) Huddleston-Boren unprinted amendment No. 1305, adding funds for the economic emergency loan program and imposing a limitation on the use of funds for the Farmers Home Administration. (By

37 yeas to 60 nays, Senate failed to table the amendment.)

Page 25310

(5) Hayakawa unprinted amendment No. 1306, requiring (1) that milk in final package form for beverage use shall contain not less than 12.2 percent total milk solids (including milk fat and milk solids not fat); (2) that low fat milk in final package form for beverage use (a) has a milk fat content of, within limits of food manufacturing practice, not over 1 percent by weight shall contain not less than 11 percent total milk solids (including milk fat and milk solids not fat); or (b) has a milk fat content of, within limits of food manufacturing practice, not over 2 percent by weight shall contain not less than 12 percent total milk solids (including milk fat and milk solids not fat); and (3) that skim milk in final package form for beverage use shall contain not less than 9.25 percent total milk solids (including milk fat and milk solids not fat). (By 28 yeas to 70 nays, Senate failed to table the amendment.)

Page 25321

(6) Durenberger unprinted amendment No. 1307, requiring implementation of the special standby export subsidy program.

Page 25325

(7) Cochran unprinted amendment No. 1308, of a technical nature.

Page 25329

Rejected:

By 48 yeas to 50 nays, Zorinsky unprinted amendment No. 1304, to provide that none of the funds provided by the Act may be used to conduct a producer reserve program for wheat and feed grains under which the Commodity Credit Corporation, in making payments for storage, provides payment for such storage in an area at rates that are less than the rates at which the Corporation provides payment for the storage of grain in commercial storage facilities in the area.

Page 25309

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Cochran, McClure, Andrews, Abdnor, Kasten, Mattingly, Specter, Hatfield, Eagleton, Stennis, Robert C. Byrd, Chiles, Burdick, Sasser and Proxmire.

Page 25329

**Continuing Appropriations, 1983:** Senate began consideration of H.J. Res. 599, making continuing appropriations through December 22, 1982, for the Federal Government.

A unanimous-consent agreement was reached providing for the consideration of certain amendments to be proposed to the joint resolution.

Senate will continue consideration of the joint resolution and amendments proposed thereto on Wednesday, September 29.

Pages 25329, 25373

**Military Construction Authorizations, 1983—Conference Report:** Senate agreed to the conference report on S. 2586, authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense.

Page 25336

**Military Construction Appropriations, 1983:** Senate appointed Senators Laxalt, Schmitt, Garn, Mattingly, Sasser, Proxmire, and Inouye as conferees on H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense.

Page 25372

**Executive Report:** Senate received Executive Report to accompany Treaty Doc. 97-21, the Radio Regulations (Geneva, 1979), and a Final Protocol, signed on behalf of the United States at Geneva, December 6, 1979, with several reservations; reported favorably with one condition, and the recommendation that Senate give its advice and consent to ratification thereof. (Exec. Rept. No. 97-61).

Page 25343

**Nominations:** Senate received the following nominations:

Robert W. Karpe, of California, to be President of the Solar Energy and Energy Conservation Bank.

Carmine R. Lavieri, of Connecticut, to be a Member of the National Council on the Handicapped.

Page 25372

**Messages From the President:** Page 25341

**Messages From the House:** Page 25341

**Measures Referred:** Page 25342

**Measures Ordered Held at Desk:** Page 25343

**Measures Ordered Placed on Calendar:** Page 25343

**Statements on Introduced Bills:** Page 25346

**Amendments Submitted for Printing:** Page 25351

**Committee Authority To Meet:** Page 25351

**Additional Statements:** Page 25352

**Nominations:** Page 25375

**Record Votes:** Six record votes were taken today. (Total—364)

Pages 25318, 25319, 25320, 25325, 25329

**Recess:** Senate convened at 9:15 a.m., and recessed at 7:54 p.m., until 8:20 a.m., on Wednesday, September 29, 1982.

## *Committee Meetings*

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported the nomination of Stephen W. Bosworth, of Michigan, to be a Member of the Board of the Panama Canal Commission, and 3,796 routine military nominations in the Army, Navy, Marine Corps, and Air Force.

## START NEGOTIATIONS

*Committee on Armed Services:* Committee met in closed session to receive a briefing providing an update on the strategic arms reduction talks (START) from General Edward L. Rowny, Special Representative for the START Negotiations; Richard N. Perle, Assistant Secretary of Defense for International Security Policy; and Robert Dean, Deputy Director, Politico-Military Affairs, Department of State.

## NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee approved for reporting the nomination of Philip Abrams, of Massachusetts, to be an Assistant Secretary of Housing and Urban Development.

## FREEDOM OF EXPRESSION

*Committee on Commerce, Science, and Transportation:* Committee began hearings on a proposal extending free speech and press protection to the electronic communications industry, receiving testimony from Solomon J. Buchsbaum, Bell Telephone Laboratories, Holmdel, New Jersey; John V. Harrington, CONSAT Laboratories, Clarksburg, Maryland; Harry E. Smith, CBS, Inc., New York City; and Charles L. Jackson, Shooshan and Jackson, Inc., Washington, D.C.

Hearings continue on Thursday, September 30.

## FEDERAL TIMBER

*Committee on Energy and Natural Resources:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 2805, providing for an adjustment in the termination, extension, or modification of certain contracts for the sale of timber from National Forest System lands and public lands.

## AUTHORIZATIONS—SOLID WASTE DISPOSAL

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution approved for full committee consideration proposed amendments to S. 2432, authorizing funds for fiscal years 1983 and 1984 for programs of the Solid Waste Disposal Act and Resource Conservation and Recovery Act (pending on Senate calendar).

Full committee will consider the proposed amendments on Thursday, September 30.

## FLAT-RATE TAX

*Committee on Finance:* Committee began hearings on proposals providing for a flat-rate income tax, and a simplified income tax with lower rates and fewer exemptions from the general rate, receiving testimony from Senators Quayle, Hart, Nickles, Helms, and DeConcini; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; and Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue on tomorrow.

## BUSINESS MEETING

*Committee on Finance:* Committee met in evening session to consider pending calendar business, including:

S. 2942, providing that disability benefits under title II of the Social Security Act shall continue through the end of the administrative appeals process, and that periodic reviews of disability cases shall be carried out only to the extent determined to be appropriate;

H.R. 4577, revising certain provisions of the Economic Recovery Tax Act (P.L. 97–34) with respect to the taxation of property received by an employee as compensation for services;

H.R. 4948, providing for the application of cash or deferred arrangement rules to money purchase plans;

H.R. 5470, insuring periodic payments for damages received on account of personal injuries;

H.R. 5573, encouraging contributions of computers and other technological equipment to elementary and secondary schools;

H.R. 6055, allowing taxpayers to choose to conduct their business in corporate or noncorporate form based solely upon business reasons;

H.R. 7094, imposing a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans; and

S. 2298, establishing an enterprise zone program for dealing with the problems of economically depressed areas in the United States.

## NOMINATIONS

*Committee on Foreign Relations:* Committee ordered favorably reported the nominations of Richard R. Burt, of the District of Columbia, to be an Assistant Secretary of State for European Affairs; Jay F. Morris, of Maryland, to be Deputy Administrator of the Agency for International Development; Theodore C. Maino, of California, to be Ambassador to the Republic of Botswana; Peter D. Constable, of New York, to be Ambassador to the Republic of Zaire; Robert B. Oakley, of Louisiana, to be Ambassador to the Somali Democratic Republic; David J. Fischer, of Texas, to be Ambassador to the Republic of Seychelles; William A. Hewitt, of Illinois, to be Ambassador to Jamaica; Everett E. Briggs, of Maine, to be Ambassador to Panama; Richard T. McCormack, of the District of Columbia, to be Assistant Secretary of State for Economic and Business Affairs; Sharon E. Ahmad, of the District of Columbia to be Ambassador to the Republic of The Gambia; and John Blane, of Illinois, to be Ambassador to the Republic of Rwanda.

Also, the committee began consideration of the nomination of Edward A. Curran, of Maryland, to be Deputy Director of the Peace Corps, but did not complete action thereon.

Prior to this action, the Committee concluded hearings on the nominations of Ms. Ahmad and Mr. Blane, after the nominees testified and answered questions in their own behalf.

## HOTEL AND RESTAURANT WORKERS UNION

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations resumed hearings to investigate alleged involvement of organized crime and mismanagement of funds in the hotel and restaurant workers union (HEREIU), focusing on Local 86 in Reno, Nevada, receiving testimony from Fred Heitmann, Director, Office of Elections and Trusteeships, Labor Management Services Administration, Department of Labor; and David Faulkner, Subcommittee Staff Investigator.

Hearings continue on tomorrow.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

H.R. 5879, authorizing funds for fiscal year 1983 for refugee assistance programs, with amendments;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to consideration of H.R. 5879, listed above;

The nominations of Raymond L. Acosta, to be U.S. District Judge for the District of Puerto Rico, James C. Fox, to be U.S. District Judge for the Eastern District of North Carolina, Arthur F. Van Court, to be U.S. Marshal for the Eastern District of California, and Robert A. Destro, of Wisconsin, Guadalupe Quintanilla, of Texas, and Constantine N. Dombalis, of Virginia, each to be a Member of the Commission on Civil Rights; and

The following private relief bills: S. 534, S. 596, S. 717, S. 747, S. 1329, S. 1510, S. 1513, S. 2039, S. 2103, S. 2116, H.R. 684, H.R. 825, H.R. 828, H.R. 1481, H.R. 1783, H.R. 1826, H.R. 1841, H.R. 2193, H.R. 2340, H.R. 2342, H.R. 2520, H.R. 3171, H.R. 3451, H.R. 3592, H.R. 4490, H.R. 4662, and H.R. 6811; S. 369, S. 370, S. 372, S. 374, S. 375, S. 377, S. 379, and S. 1465, each with amendments; S. 273, S. 617, S. 1470, S. 1547, and S. 2052, each with an amendment; and S. 642, S. 1499, S. 1636, and S. 1838, each with an amendment in the nature of a substitute.

Also, committee agreed to indefinitely postpone the following bills: S. 217, S. 299, S. 318, S. 325, S. 336, S. 357, S. 378, S. 431, S. 504, S. 554, S. 619, S. 627, S. 942, S. 1241, S. 1401, S. 1418, S. 1492, S. 1518, S. 1756, S. 1920, S. 2030, S. 2228, and S. 2041.

## COURT REFORM

*Committee on the Judiciary:* Subcommittee on Criminal Law approved for full committee consideration with an amendment S. 1532, entitling defendants and Government attorneys in criminal cases, or parties in civil cases, to conduct the examination of prospective jurors.

## SBA'S ECONOMIC DEVELOPMENT PROGRAMS

*Committee on Small Business:* Subcommittee on Urban and Rural Economic Development held oversight hearings on the implementation of the Small Business Administration's economic development company program, receiving testimony from James C. Sanders, Administrator, and Wayne Foren, Director, Lending Relations and Certification (New York City), both of the Small Business Administration; Roger Mehle, Assistant Secretary of the Treasury for Domestic Finance; Steve Gurian, Long Island Certified Development Corporation, Mineola, New York; Scott Berman, Lawrence Avenue Development Corporation, Chicago, Illinois; Roger Peterman, Commonwealth Small Business Development Corp., Frankfort, Kentucky; Donald Gallagher, Chemical Bank, Melville, New York; and James D'Addario, J. D'Addario and Co., Inc., East Farmingdale, New York.

Hearings were recessed subject to call.

## COMMITTEE BUSINESS

*Select Committee on Ethics:* Committee met in open and closed session to discuss pending business matters, but made no announcements, and recessed subject to call.

## INTELLIGENCE ACTIVITIES

*Select Committee on Intelligence:* Committee met in closed session to receive testimony on intelligence matters from officials of the intelligence community, but made no announcements, and will meet again on tomorrow.

## ABSCAM

*Select Committee to Study Law Enforcement Undercover Activities of the Department of Justice:* Committee resumed hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, focusing on certain FBI undercover operations, receiving testimony from John Kaplan, Stanford University Law School, Stanford, California; and Jerry Berman, American Civil Liberties Union, and Kenneth Feinberg, both of Washington, D.C.

Hearings continue on Thursday, September 30.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 12 public bills, H.R. 7191–7202; 2 private bills, H.R. 7203 and 7204; and 7 resolutions, H.J. Res. 610–613, H. Con. Res. 413, and H. Res. 601 and 602 were introduced.

Page 25609

**Bills Reported:** Reports were filed as follows:

H.R. 5455, to amend the Act of July 2, 1962, to authorize intrastate quarantines under extraordinary emergency conditions, amended (H. Rept. 97–872);

H.R. 5456, to amend the Plant Quarantine Act of August 20, 1912, as amended, to eliminate certain unnecessary regulatory requirements (H. Rept. 97–873);

H.R. 6142, Surplus Agricultural Commodities Disposal Act of 1982, amended (H. Rept. 97–874);

H.R. 6679, to authorize civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests, amended (H. Rept. 97–875);

H.R. 6865, to amend the Perishable Agricultural Commodities Act, 1930, to require the Secretary of Agriculture to accept the payment of monetary penalties for certain admitted and infrequent violations involving misrepresentation under such Act, amended (H. Rept. 97–876);

H.R. 7005, Federal Seed Act Amendments of 1982, amended (H. Rept. 97–877; foregoing reports filed Sunday, September 26);

H.R. 7096, to require the Director of the Office of Management and Budget to prepare an annual report consolidating the available data on the geographic distribution of Federal funds, amended (H. Rept. 97–878);

H.R. 7173, to make certain changes in the membership and operations of the Advisory Commission on Intergovernmental Relations (H. Rept. 97–879);

Conference report on S. 2586, to authorize certain construction at military installations for fiscal year 1983 (H. Rept. 97–880);

H.R. 5162, directing the Secretary of the Interior to prepare and submit a state of the parks report to Congress, amended (H. Rept. 97–881);

H.R. 3787, to amend sections 10 and 11 of the Act of October 21, 1970 (Public Law 91–479; U.S.C. 460x), entitled "An Act to establish in the State of Michigan the Sleeping Bear Dunes National Lakeshore", amended (H. Rept. 97–882);

H.R. 7140, to amend the Controlled Substances Act and the Controlled Substances Import and Export Act to improve forfeiture provisions and strengthen penalties for controlled substances offenses (H. Rept. 97–883);

Conference report on H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended (H. Rept. 97–884);

H.R. 7102, to provide for the protection of migrant and seasonal agricultural workers and for the registration of contractors of migrant and seasonal agricultural labor (H. Rept. 97–885);

H. Res. 601, providing for the consideration of H.R. 3809, to provide for repositories for the disposal of high-level radioactive waste, transuranic waste, and spent nuclear fuel, to amend provisions of the Atomic Energy Act of 1954 relating to low-level waste, and to modify the Price-Anderson provisions of the Atomic Energy Act of 1954 and certain other provisions pertaining to facility licensing and safety (H. Rept. 97–886);

Conference report on S. 2852, to amend section 439 of the Higher Education Act of 1965 to make a technical amendment relating to priority of indebtedness, and to provide for the family contribution schedule for student financial assistance for academic years 1983–1984, and 1984–1985 (H. Rept. 97–887);

S. 2355, to amend the Communications Act of 1934 to provide that persons with impaired hearing are ensured reasonable access to telephone service, amended (H. Rept. 97–888);

Conference report on S. 2036, to provide for a job training program (H. Rept. 97–889) and

H.R. 6514, to revise and reform the Immigration and Nationality Act, Amended, (H. Rept. 97–800)

Page 25609

**HUD Appropriations:** House disagreed to the Senate amendments to H.R. 6956, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1983; and agreed to a conference. Appointed as conferees Representatives Boland, Traxler, Stokes, Boggs, Sabo, Whitten, Green, Coughlin, Young of Florida, and Conte.

Conferees then received permission to have until midnight tonight to file a conference report on H.R. 6956; and it was made in order to consider the conference report and any amendments in disagreement on Wednesday, September 29, or any day thereafter.

Page 25375

**Net Worth Guarantee Act:** House disagreed to the Senate amendment to H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans, and agreed to a conference. Appointed as conferees

Representatives St Germain, Reuss, Annunzio, Stanton of Ohio, and Wylie.

Page 25375

**Subcommittee To Sit:** Subcommittee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 29.

Page 25375

**Anti-Arson Act:** House agreed to the Senate amendment to H.R. 6454, to amend title 18, United States Code, to clarify the applicability of offenses involving explosives and fire—clearing the measure for the President.

Page 25375

**Security of Nuclear Material:** House agreed to Senate amendment numbered 1; agreed, with amendments, to Senate amendments numbered 3, 5, and 8; and disagreed to Senate amendments numbered 2, 4, 6, and 7 to H.R. 5228, to amend title 18 of the United States Code to implement the Convention on the Physical Protection of Nuclear Material—returning the measure to the Senate.

Page 25376

**United States Code Military Titles Amendments:** House agreed to the Senate amendments to H.R. 4623, to amend titles 10, 14, 37, and 38, United States Code, to codify recent law and to improve the Code—clearing the measure for the President.

Page 25376

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on S. 2036, to provide for a job training program.

Page 25379

**Geographic Distribution of Funds:** House passed H.R. 7096, to require the Director of the Office of Management and Budget to prepare an annual report consolidating the available data on the geographic distribution of Federal funds.

Agreed to the committee amendment in the nature of a substitute.

Subsequently, this passage was vacated and S. 2386, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

Page 25379

**Intergovernmental Relations Commission:** House passed H.R. 7173, to make certain changes in the membership and operations of the Advisory Commission on Intergovernmental Relations.

Page 25382

**Consideration of Suspensions:** Agreed that it be in order any day for the remainder of the week for the Speaker to entertain motions to suspend the rules on those measures scheduled for consideration today, but not reached today.

Objection was heard to a unanimous-consent request that it be in order for the Speaker to entertain motions to suspend the rules on measures other than procedural measures which the Speaker has announced would be scheduled for such action at least one day prior thereto.

Page 25383

**Suspensions:** House voted to suspend the rules and pass the following measures:

*Perishable commodities:* H.R. 6865, amended, to amend the Perishable Agricultural Commodities Act, 1930, to require the Secretary of Agriculture to accept the payment of monetary penalties for certain admitted and infrequent violations involving misrepresentation under such Act;

Page 25384

*Surplus agricultural commodities disposal:* H.R. 6142, amended, to require the Commodity Credit Corporation to dispose of Government-owned stocks of agricultural commodities. Agreed to amend the title;

Page 25386

*Animal and plant quarantine violations:* H.R. 6679, amended, to authorize civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests. Agreed to amend the title;

Page 25389

*Intrastate quarantines:* H.R. 5455, amended, to amend the Act of July 2, 1962, to authorize intrastate quarantines under extraordinary emergency conditions;

Page 25391

*Plant quarantine hearings:* H.R. 5456, to amend the Plant Quarantine Act of August 20, 1912, as amended, to eliminate certain unnecessary regulatory requirements;

Page 25393

*Federal Seed Act amendments:* H.R. 7005, amended, to amend the Federal Seed Act with respect to prohibitions relating to interstate commerce in seed mixtures intended for lawn and turf purposes and prohibitions relating to importation of certain seeds;

Page 25393

*Maritime Administration authorization:* H.R. 5723, amended, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983. Subsequently, this passage was vacated and S. 2336, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. House then insisted on its amendments to S. 2336, and asked a conference. Appointed as conferees: Representatives Jones of North Carolina, Biaggi, Breaux, Donnelly, Snyder, McCloskey, and Young of Alaska;

Page 25396

*Coastal Barrier Resources System:* H.R. 3252, amended, to establish the Coastal Barrier Resources

System (passed by a yea-and-nay vote of 399 yeas to 4 nays, Roll No. 373). Subsequently, this passage was vacated and S. 1018, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. House then insisted on its amendments to S. 1018, and asked a conference. Appointed as conferees: Representatives Jones of North Carolina, Breaux, Studds, Hughes, Snyder, Forsythe, and Evans of Delaware; and Roe, Edgar, Fary, Clausen, and Hammerschmidt;

**Pages 25429, 25493**

*Orphan Drug Act:* H.R 5238, amended, to amend the Federal Food, Drug, and Cosmetic Act to facilitate the development of drugs for rare diseases and conditions;

**Page 25438**

*Cable copyright:* H.R 5949, amended, to amend the copyright law respecting the limitations on exclusive rights to secondary transmissions (passed by a yea-and-nay vote of 347 yeas to 53 nays with 2 voting "present", Roll No. 374). Agreed to amend the title;

**Page 25441**

*Comprehensive Drug Penalty Act:* H.R 7140, to amend the Controlled Substances Act and the Controlled Substances Import and Export Act to improve forfeiture provisions and strengthen penalties for controlled substances offenses;

**Page 25454**

*Foreign assistance amendments:* H.R 7143, to amend the Foreign Assistance Act of 1961 to extend for an additional year the Agricultural and Productive Credit and Self-Help Community Development Programs;

**Page 25476**

*Transfer of naval vessels:* H.R. 7115, amended, to authorize the transfer of nine naval vessels to certain foreign governments; **Page 25476**

*Massacre of Palestinians in Lebanon:* H. Con. Res. 409, regarding the massacre of Palestinians in Lebanon (agreed to by a recorded vote of 401 ayes to 1 no, Roll No. 375); **Page 25479**

*Jim Thorpe Olympic records:* H. Con. Res. 364, amended, regarding the restoration of Olympic records of the late James (Jim) Thorpe; and **Page 25485**

*Military medical facilities:* H.R. 3278, amended, to amend title 10, United States Code, to provide additional standards for determining the amount of space to be programed for military retirees and their dependents in medical facilities of the uniformed services. **Page 25488**

**Maritime Torts:** By a yea-and-nay vote of 224 yeas to 182 nays with 1 voting "present", Roll No. 372), the House failed to suspend the rules and pass H.R. 4863, amended, to modify the maritime laws applicable to the recovery of damages of certain foreign seamen (two-thirds of those present not voting in favor). **Page 25491**

**Late Report:** Committee on the Judiciary received permission to have until midnight tonight to file a report on H.R. 6514, to revise and reform the Immigration and Nationality Act.

**Page 25438**

**Military Construction Authorization:** It was made in order to consider at any time after it is filed the conference report on S. 2586, to authorize certain construction at military installations for fiscal year 1983.

**Page 25454**

**Job Training Partnership Act:** It was made in order to consider at any time after it is filed the conference report on S. 2036, to provide for a job training program.

**Page 25490**

**Pell Grants:** It was made in order to consider on *Wednesday, September 29, or any day thereafter,* the conference report on S. 2852, to amend section 439 of the Higher Education Act of 1965 to make a technical amendment relating to priority of indebtedness, and to provide for the family contribution schedule for student financial assistance for academic years 1983–1984, and 1984–1985. **Page 25492**

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of September 29.

**Page 25496**

**Veterans' Disability Benefits:** House agreed, with amendments, to the Senate amendments to H.R. 6782, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans, and to increase the rates of dependency and indemnity compensation for surviving spouses and children of veterans—returning the measure to the Senate.

**Page 25496**

**Export Administration Act Amendments:** It was made in order to consider in the House on Wednesday, September 29, or any day thereafter, H.R. 6838, to amend the Export Administration Act of 1979 to terminate certain export controls imposed on December 30, 1981, and June 22, 1982.

**Page 25533**

**Presidential Message—Energy:** Read a message from the President wherein he transmits the fourth annual report of the Department of Energy—referred to the Committee on Armed Services, the Committee on Foreign Affairs, the Committee on Energy and Commerce, the Committee on Interior and Insular Affairs, and the Committee on Science and Technology.

**Page 25535**

**Referral:** One Senate-passed measure was referred to the appropriate House committee. **Page 25607**

**Adjournment:** Met at noon and adjourned at 7:46 p.m.

## *Committee Meetings*

### STATE OF THE FARM ECONOMY

*Committee on Agriculture:* Held a hearing on the state of the farm economy. Testimony was heard from departmental and public witnesses.

### BANKRUPTCY COURT ACT

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State, and the Judiciary met and agreed to recommend to the full Committee that H.R. 6978, Bankruptcy Court Act of 1982 be reported unfavorably.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### AMERICAN EAGLE GOLD COIN ACT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage held a hearing on H.R. 6054, American Eagle Gold Coin Act. Testimony was heard from public witnesses.

### USURY CEILINGS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on Usury Ceilings. Testimony was heard from public witnesses.

### OVERSIGHT

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on General Oversight and Renegotiation continued oversight hearings on the establishment of the National Development Bank. Testimony was heard from Speaker O'Neill and Representative Whitten.

### MATHEMATICS AND SCIENCE EDUCATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held a hearing on the following bills: H.R. 6674, American Defense Education Act; H.R. 6775, Precollege Mathematics and Science Teacher Assistance Act; H.R. 7135, to strengthen the security and the economic and cultural progress of the Nation through Federal assistance for improved student opportunities in mathematics, science, technology, and foreign languages in the elementary and secondary schools; H.R. 6656, to establish a program of Presidential teaching and research fellowships in mathematics and science and a Presidential precollege science and mathematics inservice program; H.R. 5742, National Commission on Science, Engineering, and Technology Education and H.R. 6950, to establish a national high-technology technician training program, utilizing the resources of the Nation's 2-year community colleges to contribute to the economic strength of the United States by creating a pool of skilled technicans in strategic high-technology fields, to increase national productivity, to improve the competitiveness of the United States in international trade. Testimony was heard from Senators Hart and Dodd and public witnesses.

Hearings continue September 30.

### OSHA

*Committee on Education and Labor:* Subcommittee on Health and Safety concluded oversight hearings on the Occupational Safety and Health Act, with emphasis on health and safety of federal workers. Testimony was heard from Thorne G. Auchter, Assistant Secretary for Occupational Safety and Health, Department of Labor.

### HYDROELECTRIC PLANT

*Committee on Energy and Commerce:* Ordered reported as amended H.R. 6657, to exempt the Lake Oswego, Oregon, hydroelectric plant from part I of the Federal Power Act and section 408 of the Renewable Energy Resources Act of 1980.

### HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a hearing on reconciling strategic interests and Human Rights in Asia, Part IV, Philippines. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES; REPORTS

*Committee on Government Operations:* Ordered reported the following bills: H.R. 7096, amended, Consolidated Federal Funds Report Act of 1982; H.R. 7173, to make certain changes in the membership and operations of the Advisory Commission on Intergovernmental Relations, and H.R. 1856, to authorize the Administrator of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense use.

The Committee approved the following reports: "Reorganization and Budget Cutbacks May Jeopardize the Future of the Nation's Statistical System;" "Mismanagement of SSA's Computer Systems Threatens Social Security Programs;" "Improving the Financial Management and Auditing of Federal Assistance Programs: The 'Single Audit' Concept;" "Management of the End Stage Renal Disease Program;" "Problems with Small Business Administration Financial Assistance to Franchises;" "Unauthorized and Excessive Fees Charged to Small Businessmen for Loan Packaging, Insurance, and Legal Work on SBA Guaranteed Loans;" "Small Business Administration's Variable Interest Rate and Prime Rate Loan Policies: Negative Impact on Small Businesses;" "Strengthening Audits at the Railroad Retirement Board;" "Military Assistance to Civilian Narcotics Law Enforcement: An Interim Report;" "Postal Service Electronic Mail: The Price Isn't Right," and "Maintaining the Network: Rural Telephone Service and FCC Actions."

The Committee also released the transcript of an executive session from the Committee on Expenditures in the Executive Departments, dated June 27, 1947, concerning establishment of the CIA.

## INDIAN LEGISLATION

*Committee on Interior and Insular Affairs:* Ordered reported as amended H.R. 6243, to provide for the distribution of Warm Springs judgment funds awarded in Docket No. 198 before the Indian Claims Commission.

Prior to this action, the Committee held a hearing on H.R. 6243 and on H.R. 3612, to provide for the disposition of funds appropriate to pay a judgment in favor of the Cowlitz Tribe of Indians in Indian Claims Commission docket No. 218. Testimony was heard from John Fritz, Deputy Assistant Secretary for Indian Affairs, Department of the Interior and a public witness.

## OCS

*Committee on Interior and Insular Affairs:* Subcommittee on Mines and Mining and the Subcommittee on Oversight and Investigations continued joint hearings to further investigate and review the OCS 5-year plan as proposed by the Department of the Interior. Testimony was heard from the following officials of the Department of the Interior: David Russell, Deputy Director of the Minerals Management Service and Alex Good, Solicitor's Office.

## PUBLIC LAND SALES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on public land sales. Testimony was heard from Garrey E. Carruthers, Assistant Secretary for Land and Water Resources, Department of the Interior and from the following officials of the USDA: John B. Crowell, Assistant Secretary for Natural Resources and Environment; Gary Cargill, Assistant Deputy Chief for National Forest Administration and Richard Hull, Director of Lands for Forest Service.

## OVERSIGHT

*Committee on the Judiciary:* Held a Statutory/Oversight hearing on the Administration's Refugee Program for fiscal year 1983 (admission and allocation of refugees). Testimony was heard from the following officials of the Department of State: Ambassador H. Eugene Douglas, Coordinator for Refugee Affairs and James N. Purcell, Acting Director, Bureau of Refugee Programs; Phillip Hawkes, Director, Office of Refugee Resettlement, Department of Health and Human Services and Alan C. Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice.

## MISCELLANEOUS MEASURES

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations held a hearing on S. 2059, Ethics in Government Act Amendments of 1982. Testimony was heard from Senator Cohen; Rudolph W. Giuliani, Associate Attorney General, Department of Justice and public witnesses.

The Subcommittee also held a hearing on H.R. 6348, National Association of State Directors of Veterans' Affairs, Inc. Charter. Testimony was heard from a public witness.

## INSANITY DEFENSE

*Committee on the Judiciary:* Subcommittee on Criminal Justice approved for full Committee action a clean bill to be introduced in lieu of H.R. 6783, to modify the insanity defense in the Federal courts.

## MAIL ORDER CONSUMER PROTECTION AMENDMENTS

*Committe on Post Office and Civil Service:* Ordered reported as amended H.R. 7044, Mail Order Consumer Protection Amendments of 1982.

## NUCLEAR WASTE POLICY ACT

*Committee on Rules:* Granted a modified open rule providing two and one-half hours of debate on H.R. 3809, Nuclear Waste Policy Act of 1982. Testimony was heard from Chairman Udall and Representatives Weaver, Markey, Stratton, Lundine, Wirth, Swift, Marriott, Holt, Broyhill, Moorhead and Petri.

## ABUSIVE TAX SHELTERS

*Committee on Ways and Means:* Subcommittee on Oversight held a hearing on abusive tax shelters. Testimony was heard from Roscoe L. Egger, Jr., Commissioner, IRS, Department of the Treasury; Glenn Archer, Assistant Attorney General, Tax Division, Department of Justice; John Fedders, Director, Division of Enforcement, SEC and public witnesses.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## Joint Meeting

### EXPORT TRADE

*Conferees:* On Monday, September 27, Conferees of the Senate Committee on Banking, Housing, and Urban Affairs and House Committee on Banking, Finance and Urban Affairs agreed on the banking provision differences between the Senate- and House-passed versions of S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies.

### APPROPRIATIONS—HUD

*Conferees* agreed to file a conference report on H.R. 6956, appropriating funds for fiscal year 1983 for the Department of Housing and Urban Development and certain independent agencies.

### AUTHORIZATIONS—NASA

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 5890, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

## Wednesday, September 29, 1982

# Senate

## Chamber Action

*Routine Proceedings, pages 25673–25925*

**Bills Introduced:** Seventeen bills and nine resolutions were introduced, as follows: S. 2967–2983, S.J. Res. 256–258, S. Con. Res. 125, and S. Res. 484–488.

**Page 25896**

**Bills Reported:** Reports were made as follows:

S. 2719, providing for the settlement of certain land claims of the Mashantucket Pequot Indian Tribe of Connecticut, and to become a Federally recognized tribe, with an amendment in the nature of a substitute. (S. Rept. No. 97–596)

S. Res. 484, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2719, listed above. Referred to the Committee on the Budget.

H.R. 4001, providing for an exchange of certain land in New Mexico, held in trust by the U.S. for the Navajo Indian Tribe, with amendments.

S. Res. 476, waiving section 402(c) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2936, authorizing funds for fiscal year 1983 for compensation to uniformed military personnel.

S. Res. 470, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of S. 2279, establishing the Alben Barkley National Historic Site in Kentucky (unfavorably).

S. Res. 471, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to the consideration of H.R. 6188, authorizing the Secretary of the Interior to engage in a special study to assist the State of Nebraska in establishing water resource development priorities in the Platte River Basin (unfavorably).

S. Res. 473, waiving section 402(c) of the Congressional Budget Act of 1974 with respect to the consideration of S. 675, establishing a Commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and Federal law (unfavorably).

S. Res. 475, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4476, authorizing funds through fiscal year 1986 for the Administrative Conference of the United States (unfavorably).

S. Res. 480, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba, without recommendation.

S. 1444, directing the Administrator of General Services to donate to a State or local government certain property loaned to such government by the Defense Civil Preparedness Agency, with an amendment.

H.R. 3963, authorizing funds through fiscal year 1985 for drug abuse treatment programs for convicted Federal offenders.

Special Report from the Committee on Armed Services regarding Budget Allocations. (S. Rept. No. 97–597)

S. 596, S. 717, S. 747, S. 1329, S. 1513, S. 2039, S. 2103, S. 2116, private relief bills. (S. Rept. Nos. 97–598, 599, 600, 601, 602, 603, 604, and 605)

S. 369, S. 370, S. 372, S. 374, S. 375, S. 377, S. 379, S. 617, S. 1465, private relief bills, each with an amendment. (S. Rept. Nos. 97–606, 607, 608, 609, 610, 611, 612, 613, and 614)

S. 1499, S. 1547, S. 642, S. 1636, S. 1838, private relief bills, each with an amendment in the nature of a substitute. (S. Rept. Nos. 97–615, 616, 617, 618, and 619)

S. 273, S. 1470, S. 2052, private relief bills, each with amendments. (S. Rept. Nos. 97–620, 621, and 622)

H.R. 684, H.R. 825, H.R. 828, H.R. 1481, H.R. 1783, H.R. 1826, H.R. 1841, H.R. 2193, H.R. 2340, H.R. 2342, H.R. 2520, H.R. 3451, H.R. 3592, H.R. 4662, H.R. 6811, private relief bills. (S. Rept. Nos. 97–623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, and 637)

H.R. 5879, authorizing funds for fiscal year 1983 for refugee assistance programs. (S. Rept. 97–638)

S. 2580, establishing the Christopher Columbus Quincentenary Jubilee Commission, with amendments. (S. Rept. No. 97–639)

S. 2978, the Indian Claims Act of 1982.

H.R. 6055, allowing taxpayers to choose to conduct their business in corporate or noncorporate form based solely upon business reasons, with amendments. (S. Rept. No. 97–640)

**Page 25896**

Measures Passed:

*Authorizing Duplicate Conference Papers:* Senate agreed to H. Con. Res. 414, authorizing and directing the Secretary of the Senate and the Clerk of the House of Representatives to prepare and sign official duplicates of the conference papers on H.R. 5930, extending the aviation insurance program for five years.

**Page 25862**

*Training of Certain Employees:* Committee on Governmental Affairs was discharged from the further consideration of H.R. 5145, amending title 5, United States Code, providing training opportunities for employees under the Office of the Architect of the Capitol and the Botanic Garden, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Baker (for Stevens) unprinted amendment No. 1344, clarifying the Civil Service portion of the Omnibus Reconciliation Act; authorizing the Office of Personnel Management to detail to agencies with vacant positions senior executives who are subject to a reduction in force, and rechanneling certain government contributions to the Federal Employee Health Benefits Program into the contingency reserves of the health carriers.

**Page 25862**

*Land Exchange:* Senate passed S. 1661, authorizing the acquisition of land by exchange for addition to the Effigy Mounds National Monument in Iowa.

**Page 25864**

*Plaque Honoring Joseph Rosenthal:* Senate passed H.J. Res. 207, providing for the placement of a plaque at the U.S. Marine Corps War Memorial honoring Joseph Rosenthal, the photographer of the scene depicted by the memorial

**Page 25866**

*Lanham Trademark Act Amendments:* Senate passed H.R. 5154, amending the Lanham Trademark Act, prohibiting any State from requiring that a registered trademark be altered for use within such State, and encouraging private enterprise with special emphasis on the preservation of small business.

**Page 25866**

*Inspection and Receipt of Certain Tax Records:* Senate agreed to S. Res. 485, authorizing the inspection and receipt of tax records by the Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice.

**Page 25870**

*60th Anniversary of the Reserve Officers Association of the United States:* Senate agreed to S. Res. 486, expressing the sense of the Senate that the Reserve Officers Association of the United States is deserving of public recognition and commendation upon the occasion of the 60th anniversary of its founding for its dedication to the development of a strong national defense.

**Page 25871**

*Recognition of Nitro, West Virginia:* Senate agreed to S. Res. 487, recognizing the City of Nitro, West Virginia, as a living memorial to World War I.

**Page 25872**

*Agreement on the International Carriage of Perishable Foodstuffs:* Senate passed H.R. 6164, authorizing the Secretary of Agriculture to implement the Agreement on the International Carriage of Perishable Foodstuffs and on the Special Equipment to be Used for Such Carriage (ATP), after agreeing to Baker (for Dole) unprinted amendment No. 1345, providing for an additional Assistant Secretary of Agriculture to be appointed by the President.

**Page 25873**

*Enforcement of Animal Quarantine Laws:* Senate passed H.R. 2035, authorizing Department of Agriculture employees engaged in animal disease control work to carry firearms in the performance of their official duties, after agreeing to Baker (for Hayakawa) unprinted amendment No. 1346, improving the quality of table grapes for marketing in the United States.

**Page 25875**

*Conveyance of Certain Mineral Interests:* Senate passed H.R. 3881, providing for the release of reversionary and mineral interests of the United States conveyed to the Arkansas Forestry Commission.

**Page 25876**

*Release of Certain Land Interest:* Senate passed H.R. 6422, providing for the release of reversionary interest of the United States conveyed to the State of Connecticut.

Page 25877

*Freedom Week U.S.A.:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 255, designating the week of October 10 through October 16, 1982, as "Freedom Week U.S.A." and the measure was then passed.

Page 25880

*Continuing Appropriations, 1983:* By 72 yeas to 26 nays, Senate passed H.J. Res. 599, making continuing appropriations through December 22, 1982, after agreeing to committee amendments with certain exceptions, and taking action on amendments proposed thereto, as follows: Pages 25675, 25809

Adopted:

(1) McClure unprinted amendment No. 1311, providing $200,000, to remain available until expended, for necessary expenses to carry out Section 301 of the Native Hawaiians Study Commission Act (P.L. 96–565).

Page 25702

(2) Heinz unprinted amendment No. 1312, providing that, in order to monitor and enforce export measures required by a foreign government or customs unions, pursuant to an international arrangement with the United States, the Secretary of the Treasury may, upon receipt of a request by the President of the United States and by a foreign government or customs union, require the presentation of a valid export license or other documents issued by such foreign government or customs union as a condition for entry into the United States of steel mill products specified in the request; and that the Secretary may provide by regulation for the terms and conditions under which such merchandise attempted to be entered without an accompanying valid export license or other documents may be denied entry into the United States.

Page 25703

(3) Armstrong unprinted amendment No. 1313, providing, that notwithstanding any other provisions of the joint resolution, no other funds shall be available for the Water Resources Council.

Page 25705

(4) Cohen unprinted amendment No. 1314, amending the Tariff Schedules of the United States to provide duty-free treatment for imported steam.

Page 25706

(5) Danforth unprinted amendment No. 1316, expressing the sense of the Senate that the President of the United States should submit to Congress a clear and comprehensive report on the Administration's policy for minimizing the risk of nuclear war.

Page 25711

(6) Hatfield unprinted amendment No. 1317, of a technical nature.

Page 25715

(7) Percy unprinted amendment No. 1318, of a technical nature.

Page 25715

(8) Proxmire unprinted amendment No. 1319, providing relief for certain private individuals.

Page 25715

(9) Schmitt unprinted amendment No. 1320, clarifying congressional intent as regards the payment of certain Social Security claims.

Page 25728

(10) Percy-Dixon unprinted amendment No. 1321, providing $518,000,000, to remain available until expended, for Department of Transportation Interstate Transfer Grants-Highways, and $365,000,000, to remain available until expended, for Department of Transportation Interstate Transfer Grants-Transit; and that allocations of these funds shall be distributed in accordance with House Report No. 97–783 or Senate Report No. 97–567, whichever is higher.

Page 25731

(11) By 70 yeas to 29 nays, Moynihan unprinted amendment No. 1322, providing that it is the sense of the Senate that the Congress should reject any proposal to impose a "means test" on eligibility of the Medicare program or benefits provided by the Medicare program.

Page 25732

(12) Bumpers unprinted amendment No. 1323 (to Moynihan unprinted amendment No. 1322), expressing the sense of the Senate that October 10, 1982, should be declared "National Peace Day."

Page 25738

(13) D'Amato-Packwood unprinted amendment No. 1324, extending the housing financing adjustment factor for an additional three months.

Page 25787

(14) Exon unprinted amendment No. 1325, providing for the continuation of preliminary payments to local education agencies in areas affected by Federal activity.

Page 25788

(15) Hatfield unprinted amendment No. 1326, providing that all obligations incurred in anticipation of the appropriations and authority provided in the joint resolution for purposes of carrying on normal operations are ratified and confirmed if otherwise in accordance with the provisions of the joint resolution.

Page 25792

(16) McClure-Bumpers unprinted amendment No. 1327, providing that, except as expressly provided for by law, none of the funds provided in the joint resolution shall be obligated to dispose, except by exchange, of any Federal land tract or lands with national environmental or economic value until such time as the General Services Administration, the Property Review Board, or other agencies as required under Executive Order 12348 has specifically identified them as no longer being needed by the

Federal Government, inventoried them as to their public benefit values, provided opportunity for public review and discussion of the property proposed for disposal; and provided 30 days advance notice of the property proposed for disposal and of the plans for carrying out such disposal to the congressional delegation of the State or States in which the tract proposed for sale is located and to the appropriate congressional committees.

Page 25793

(17) Dole unprinted amendment No. 1328, extending for one year the application of the International Coffee Agreement Act of 1982.

Page 25795

(18) Armstrong-Denton unprinted amendment No. 1329, providing that the provision relating to the Community Services Block Grant Act shall not apply in those States which have submitted an application to the Secretary for fiscal year 1983 prior to October 1, 1982, or which were operating their own program at some time during fiscal year 1982.

Page 25795

(19) McClure-Jackson unprinted amendment No. 1330, providing that, with certain exceptions, none of the funds provided in the joint resolution shall be obligated for any aspect of the processing or issuance of permits or leases pertaining to exploration for or development of coal, oil, gas, oilshale, phosphate, potassium, sulphur, gilsonite, or geothermal resources on Federal lands within any component of the National Wilderness Preservation System or within any Forest Service RARE II areas recommended for wilderness designation or allocated to further planning in Executive Communication 1504, 96th Congress (H. Doc. No. 96–119), or within any lands designated by Congress as wilderness study areas.

Page 25797

(20) Schmitt unprinted amendment No. 1331, providing that, notwithstanding any other provisions of the joint resolution, except Section 102, amounts which are available by Section 101 for continuing activities conducted in 1982 under the Comprehensive Employment and Training Act of 1973, as amended, are also made available to continue those activities under the provisions of S. 2036 as reported by the committee of conference.

Page 25798

(21) Moynihan-Riegle unprinted amendment No. 1332, providing that no funds provided under the joint resolution shall be used to enforce the regulations which took effect on August 1, 1982, increasing rents or rent contributions for the housing assistance programs under the United States Housing Act of 1937, prior to the expiration of 90 days after the date of enactment of the joint resolution.

Page 28800

(22) Schmitt unprinted amendment No. 1333, providing that none of the funds provided in the joint resolution or any other Act shall be used to implement an apportionment and staffing plan to specifically phase down the Public Health Service Commissioned Corps.

Page 25801

(23) Stevens unprinted amendment No. 1334, deleting authority to pay certain Department of Defense bonuses, which are unbudgeted for fiscal year 1983.

Page 25802

(24) Nunn unprinted amendment No. 1335, extending the period for which funds appropriated for the President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research are available, until March 31, 1983.

Page 25804

(25) Ford unprinted amendment No. 1336, providing that, notwithstanding any other provision of law, effective for the calendar year ending December 31, 1982, the Sergeant at Arms and Doorkeeper of the Senate is authorized to pay, from funds available to him in the account (within the contingent fund of the Senate) for "Miscellaneous Items," the increase in the mileage tariff rates imposed, effective October 1981, by the General Services Administration for telephone service provided through its Federal Telecommunications System during such calendar year to Senators in the States they represent.

Page 25804

(26) McClure unprinted amendment No. 1338, providing that none of the funds appropriated under the joint resolution or any other provisions of law shall be used for the purposes of conducting any studies relating or leading to the possibility of changing from the currently required "at cost" to a "market rate" method for the pricing of hydroelectric power by the six Federal public power authorities, or other agencies or authorities of the Federal Government.

Page 25807

(27) Danforth unprinted amendment No. 1340, permitting the Department of Transportation to obligate the full $450,000,000 requested by the Administration for ADAP grants for FY 1982.

Page 25821

(28) Hatfield unprinted amendment No. 1341, of a technical nature.

Page 25823

Rejected:

*(1) Metzenbaum Amendment No. 3621,* to add funds for unemployment benefits.

Page 25681

(2) By 48 yeas to 49 nays, Humphrey-Bumpers unprinted amendment No. 1309, to prohibit use of any funds for the Clinch River Breeder Reactor Project.

Page 25684

(3) By 47 yeas to 51 nays, Metzenbaum unprinted amendment No. 1310 (to Metzenbaum Amendment

No. 3621), perfecting, to add funds for unemployment benefits. (By 50 yeas to 48 nays, Senate tabled a motion to reconsider the previous vote.)

Page 25697

(4) Helms unprinted amendment No. 1315, to provide that such funds as may be necessary out of funds appropriated to the Federal Election Commission be used by the Commission to write regulations regarding use of union dues for political purposes. (By 62 yeas to 37 nays, Senate table the amendment.)

Page 25707

(5) Hollings unprinted amendment No. 1339, to limit funds for production of MX missiles for which Congress has not approved a basing mode. (By 50 yeas to 46 nays, Senate tabled the amendment.)

Page 25812

(6) Kennedy unprinted amendment No. 1342, to provide to the Department of Labor a sum equal to 5 percent of the latest estimated cost to the Federal Government of unemployment compensation for the current fiscal year, to remain available until December 31, 1982. (By 60 yeas to 37 nays, Senate tabled the amendment.)

Page 25824

(7) Nickles unprinted amendment No. 1343 (to Kennedy unprinted amendment No. 1342), to amend the Davis-Bacon Act. (By 52 yeas to 44 nays, Senate tabled the amendment.)

Page 25831

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Laxalt, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Rudman, Specter, Proxmire, Stennis, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Leahy, Sasser, DeConcini, Bumpers, and Burdick.

Page 25844

**Action Vitiated:**

Senate passed the following bills, and subsequently action was vitiated and the bills were returned to the calendar:

S. 1964, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness System; and

S. 2710, establishing a wilderness area in the Hoosier National Forest area, Indiana, with an amendment in the nature of a substitute.

Page 25873

**NASA Authorizations, 1983:** Senate appointed Senators Tower and Ford as additional conferees (solely for the purpose of considering section 5) on H.R. 5890, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration.

Page 25705

**Missing Children Information System:** Senate insisted upon its amendment to H.R. 6976, maintaining a nationwide computer system for information on missing children and on deceased individuals whose next of kin cannot be identified or located, requested a conference with the House thereon, and appointed as conferees Senators Thurmond, Hatch, Specter, Hawkins, Biden, DeConcini, and Heflin.

Page 25705

**HUD Appropriations, 1983—Conference Report:** Senate agreed to the conference report on H.R. 6956, appropriating funds for fiscal year 1983 for the Department of Housing and Urban Affairs and certain independent agencies.

Senate concurred in the amendments of the House to the amendments of the Senate numbered 6, 16, 26, 27, 30, 38, 42, 45, 51, 52, 53, and 61

Page 25845

**Veterans' Compensation, Education and Employment Amendments of 1982**—Senate concurred in the amendments of the House to the amendments of the Senate. H.R. 6782, increasing the rates of disability compensation for disabled veterans, increasing the rates of dependency and indemnity compensation for surviving spouses and children of disabled veterans, discontinuing duplicative payment to certain veterans, increasing the level of disability required for the payment of dependent allowances, providing for cost-saving improvements in veterans' programs, and improving certain aspects of the Veterans' Administration educational benefits program and the Department of Labor veterans' employment programs.

Page 25849

**Treaties Considered:** The following treaties were considered as having passed through their various parliamentary stages up to and including presentation of resolutions of ratification:

97–5, Treaty with New Zealand on the Delimitation of the Maritime Boundary Between the United States and Tokelau.

97–2, Protocol to the Agreement on the Importation of Educational, Scientific and Cultural Materials, adopted at Nairobi on November 26, 1976.

97–18, Convention with Mexico for the recovery and return of stolen or embezzled vehicles and aircraft.

Ex. N, 92–2, Convention on Tonnage Measurements of Ships, 1969.

97–25, Conservation of Salmon in North Atlantic Ocean.

97–26, Estate and Gift Tax Treaty with the Republic of Austria.

A unanimous-consent agreement was reached for further consideration of the treaties, with a vote to occur thereon on Thursday, September 30, at 1 p.m.

Page 25880

**Executive Report:** Senate received Executive Report together with additional views on the nomination of Jay F. Morris, of Maryland, to be Deputy Administrator of the Agency for International Development. (Exec. Rept. No. 97–62)

Page 25896

**Confirmation:** Senate confirmed the following nominations:

K. William O'Connor, of Virginia, to be Special Counsel of the Merit Systems Protection Board.

Raymond L. Acosta, to be U.S. District Judge for the District of Puerto Rico.

James C. Fox, to be U.S. District Judge for the Eastern District of North Carolina.

Arthur F. Van Court, to be U.S. Marshal for the Eastern District of California.

Stephen W. Bosworth, of Michigan, to be a Member of the Board of the Panama Canal Commission.

Philip Abrams, of Massachusetts, to be an Assistant Secretary of Housing and Urban Development.

William A. Hewitt, of Illinois, to be Ambassador to Jamaica.

Theodore C. Maino, of California, to be Ambassador to the Republic of Botswana.

Peter D. Constable, of New York to be Ambassador to the Republic of Zaire.

Robert B. Oakley, of Louisiana, to be Ambassador to the Somali Democratic Republic

Everett E. Briggs, of Maine, to be Ambassador to Panama.

David J. Fischer, of Texas, to be Ambassador to the Republic of Seychelles.

Sharon E. Ahmad, of the District of Columbia, to be Ambassador to the Republic of The Gambia.

John Blane, of Illinois, to be Ambassador to the Republic of Rwanda.

10 Army nominations in the rank of General

6 Navy nominations in the rank of Admiral

8 Air Force nominations in the rank of General

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

Page 25930

**Messages From the House:** Page 25891

**Measures Referred:** Page 25892

**Measures Ordered Held at Desk:** Page 25893

**Measures Ordered Placed on Calendar:** Page 25893

**Statements on Introduced Bills:** Page 25896

**Amendments Submitted for Printing:** Page 25919

**Committee Authority To Meet:** Page 25921

**Additional Statements:** Page 25922

**Confirmations:** Page 25930

**Record Votes:** Nine record votes were taken today. (Total—373)

Pages 25697, 25720, 25721, 25738, 25821, 25834, 25844

**Recess:** Senate convened at 8:20 a.m., and recessed at 10:13 p.m., until 9:30 a.m., on Thursday, September 30, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 25929.)

## *Committee Meetings*

### NOMINATIONS

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded hearings on the nominations of Fowler C. West, of Texas, to be Commissioner of the Commodity Futures Trading Commission, and Orville G. Bentley, of Illinois, to be Assistant Secretary of Agriculture for Science and Education, after the nominees testified and answered questions in their own behalf. Mr. West was introduced by Senators Tower and Jepsen, and Representatives Foley, Wampler, and Leath; and Mr. Bentley was introduced by Senators Percy and Dixon, and Representative Daniel Crane.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of Rita M. Rodriguez, of Massachusetts, to be a Member of the Board of Directors of the Export-Import Bank of the United States, after the nominee, who was introduced by Senator Dixon, testified and answered questions in her own behalf.

### REGULATION OF OIL PIPELINES

*Committee on Commerce, Science, and Transportation:* Committee held hearings on S. 1626, to reform and improve the regulation of oil pipelines, receiving testimony from Leonard L. Coburn, Director, Office of Competition, Congressional, Intergovernmental and Public Affairs, Department of Energy; William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice; Robert C. Means, Director, Office of Regulatory Analysis, Federal Energy Regulatory Commission; Teo Spengler, representing the Office of the Governor of Alaska, Dean Taylor, Association of Oil Pipelines, Linda H. Kamm, on behalf of the Independent Refiners Association of America, Jack Blum, on behalf of the Independent Gasoline Marketers Council, Keith E. Bailey, Williams Pipe Line Company, and Richard J. Barber, Richard J. Barber Associates, Inc., on behalf of the Trans-Alaska Pipeline Systems Carriers, all of Washington, D.C.; Edward Mitchell, University of Michigan, Ann Arbor; Wendell C. Putnam, Farmland Industries, Inc., Kansas City, Missouri; Frank G. Turpin, Alyeska Pipeline Service Company, Anchorage, Alaska; and Kenneth P. Fountain, Exxon Pipeline Company, Houston, Texas.

Hearings were recessed subject to call.

## BUSINESS MEETING

*Committee on Finance:* On Tuesday, September 28, the committee ordered favorably reported the following measures:

H.R. 6055, allowing taxpayers to choose to conduct their business in corporate or noncorporate form based solely upon business reasons, with amendments;

H.R. 5573, encouraging contributions of computers and other technological equipment to elementary and secondary schools, with amendments;

H.R. 4577, revising certain provisions of the Economic Recovery Tax Act (P.L. 97–34), with respect to the taxation of property received by an employee as compensation for services, with amendments;

H.R. 7094, imposing a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans, with amendments;

H.R. 5470, insuring periodic payments for damages received on account of personal injuries, with amendments;

H.R. 7093, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income, with an amendment; and

H.R. 1524, prohibiting any taxpaying utility from using the normalization method of accounting if, for rate-making purposes or for reflecting operating results in its regulated books of account, it employs any adjustment that is inconsistent with the existing requirements for users of such accounting method, with amendments.

Also, the committee agreed to offer a committee amendment to H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97–34), the Crude Oil Windfall Profit Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471), pending on Senate calendar. The amendment would clarify that, if an aircraft covered by the transition rules to safe-harbor leasing enacted as part of the Tax Equity and Fiscal Responsibility Act of 1982 were transferred outside the United States in the event of bankruptcy, such disposition would not result in a recapture of tax benefits originally transferred to the lessor in a safe-harbor lease.

A press release summarizing the actions taken by the committee is available in room 2227, Dirksen Office Building.

## FLAT-RATE TAX

*Committee on Finance:* Committee continued hearings on proposals providing for a flat-rate income tax, and a simplified income tax with lower rates and fewer exemptions from the general rate, receiving testimony from Senator Domenici; Louis Harris, Louis Harris & Associates, New York City; Jerome Kurtz, Paul, Weiss, Rifkin, Wharton & Garrison, M. Bernard Aidinoff, American Bar Association, Sheldon Cohen, Cohen & Uretz, and Evelyn Y. Davis, Highlights and Lowlights, all of Washington, D.C.; Bruce Herschensohn, KABC-TV, Hollywood, California; and Jim Jones, Government Research and Development Foundation, Blanco, Texas.

Hearings continue tomorrow.

## STEEL INDUSTRY

*Committee on Finance:* Subcommittee on International Trade concluded hearings on S. 2770 and S. 2771, bills imposing certain restrictions on the importation of specialty steel products, after receiving testimony from Gary Worlick, Deputy Assistant Secretary of Commerce for International Trade; Michael Hathaway, Deputy General Counsel, Office of United States Trade Representative; Adolph J. Lena, Al-Tech Specialty Steel Corporation, Dunkirk, New York; and David A. Hartquist, Collier, Shannon, Rill, and Scott, Washington, D.C.

## NUCLEAR NON-PROLIFERATION POLICY

*Committee on Foreign Relations:* Committee concluded hearings to review U.S. nuclear non-proliferation policy, after receiving testimony from James B. Devine, Deputy Assistant Secretary of State for Nuclear Energy and Energy Technology Affairs; Nunzio Palladino, Chairman, Nuclear Regulatory Commission; Joseph S. Nye, Jr., Harvard University, Cambridge, Massachusetts; and Manning L. Muntzing, American Nuclear Society, and Paul Leventhal, Nuclear Control Institute, both of Washington, D.C.

## BUSINESS MEETING

*Committee on Governmental Affairs:* Committee began markup of S. 1325, placing limits and restrictions on the services and allowances currently provided to former presidents, and S. 2127, increasing competition in government contracting by imposing new restrictions on the use of noncompetitive contracts, but did not complete action thereon, and recessed subject to call.

## HOTEL AND RESTAURANT WORKERS UNION

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings to investigate alleged involvement of organized crime and mismanagement of funds in the hotel and restaurant workers union (HEREIU), focusing on Local 30 in San Diego, California, receiving testimony from David Faulkner, Subcommittee Staff Investigator; Howard Shapiro, Subcommittee Staff Counsel; and Rachel Craft and Herbert Schiffman, both of Local 30, and John Armstrong, San Diego County District Attorney's Office, all of San Diego, California.

Hearings continue on tomorrow.

## NOMINATION

*Committee on the Judiciary:* Committee concluded hearings on the nomination of George G. Fagg, of Iowa, to be U.S. Circuit Judge for the Eighth Circuit, after the nominee, who was introduced by Senators Jepsen and Grassley, testified and answered questions in his own behalf.

## PROFESSIONAL SPORTS ANTITRUST IMMUNITY

*Committee on the Judiciary:* Committee resumed hearings on S. 2784, and S. 2821, bills clarifying the intent of antitrust laws relating to the relocation of member clubs of professional sports leagues, receiving testimony from Representative Dixon; Lee Peltzman, on behalf of the National Basketball Association, Donald M. Fehr, Major League Baseball Players Association, both of New York City; John F. Bassett, Toronto, Canada; and Louis B. Schwartz, University of Pennsylvania Law School, Philadelphia.

Hearings were recessed subject to call.

## AUTHORIZATIONS—DRUG TREATMENT

*Committee on the Judiciary:* Committee approved for reporting H.R. 3963, authorizing funds through fiscal year 1985 for the examination of convicted Federal offenders who are released on parole, or sentenced to probation, to determine if they are drug users, and providing for the appropriate drug-abuse treatment.

## REFUGEES

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy met to consult with Administration officials on refugee admittance programs. Present were William French Smith, Attorney General, Department of Justice; David B. Swoap, Under Secretary of Health and Human Services; Kenneth Dam, Secretary of State; and H. Eugene Douglas, U.S. Coordinator for Refugee Affairs, Department of State.

## BUSINESS MEETING

*Committee on Rules and Administration:* Committee ordered favorably reported the following measures:

H.R. 6417, revising certain provisons of P.L. 96–432, relating to the United States Capitol Grounds, to include certain sidewalks and contiguous areas within the definition of the U.S. Capitol Grounds;

An original resolution authorizing the Senate Sergeant at Arms, with the approval of the Committee on Rules and Administration, to settle certain claims involving Members, officers, and employees of the United States Senate; and

An original resolution authorizing the printing of the prayers by the Reverend Edward L. R. Elson, S.T.D., as Chaplain of the Senate during the 96th and 97th Congresses, as a Senate document.

Also, committee disapproved for reporting an original resolution authorizing the purchase of U.S. Historical Society wall calendars for the use of the Senate.

## BUSINESS MEETING

*Select Committee on Indian Affairs:* Committee ordered favorably reported the following bills:

S. 2418, authorizing the Twenty-nine Palms Band of Luiseno Mission Indians to lease specified trust lands in California, with an amendment in the nature of a substitute;

H.R. 4364, declaring that certain lands in Pima County, Arizona, shall be held in trust by the United States for the Pascua-Yaqui Indian Tribe;

H.R. 4365, providing that funds distributed per capita to certain members of an Indian tribe may be so distributed by the Secretary of the Interior or the governing body of any such tribe;

S. 2623, authorizing funds for fiscal year 1985, 1986, and 1987 for the Tribally Controlled Community College program, with an amendment in the nature of a substitute;

S. 2847, authorizing funds through fiscal year 1987 for the construction, acquisition, or rehabilitation of Indian housing, with an amendment in the nature of a substitute; and

S. 1735, providing for the use and distribution of funds awarded the Pembina Chippewa Indians in specified dockets of the U.S. Court of Claims, with amendments.

## SOVIET SUCCESSION

*Select Committee on Intelligence:* Committee concluded hearings on implications of the Brezhnev succession for the United States, focusing on the historical juncture at which the USSR now stands, after receiving testimony from Jerry F. Hough, the Brookings Institution, and William Hyland, Georgetown University, both of Washington, D.C.; Myron Rush, Cornell University, Ithaca, New York; and Robert Conquest the Hoover Institute, Stanford University, Stanford, California.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 17 public bills, H.R. 7205–7221; 2 private bills, H.R. 7222 and 7223; and 6 resolutions, H.J. Res. 614–616, and H. Con. Res. 414–416 were introduced. **Page 26128**

**Bills Reported:** Reports were filed as follows:

Conference report on H.R. 6956, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1983 (H. Rept. 97–891);

Report entitled Allocation of Budget Totals Under the First Budget Concurrent Resolution on the Budget for Fiscal Year 1983 by the Committee on Foreign Affairs (H. Rept. 97–892);

S. 1573, to exempt the Lake Oswego, Oregon, hydroelectric facility from part I of the Federal Power Act (Act of June 10, 1910) as amended, amended (H. Rept. 97–893);

H.R. 7205, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1983 (H. Rept. 97–894);

H.R. 5785, to quiet title and possession with respect to a certain private land claim in Livingston Parish, Louisiana, amended (H. Rept. 97–895);

H.R. 6612, to provide for the settlement of land claims of the Mashantucket Pequot Indian Tribe of Connecticut, amended (H. Rept. 97–896); and

Conference report on H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 97–897).

**Page 26128**

**Consent Calendar:** On the call of the Consent Calendar, the House took the following actions:

### Sent to the Senate without amendment:

*Shawnee Indians:* H.R. 5795, to provide for the use and distribution of the funds awarded to the Shawnee Tribe of Indians in dockets 64, 335, and 338 by the Indian Claims Commission and docket 64–A by the United States Court of Claims;

*Wyandot Indians:* H.R. 6403, to provide for the use and distribution of funds to the Wyandot Tribe of Indians in docket 139 before the Indian Claims Commission and docket 141 before the United States Court of Claims; and

*McDermott Mail Center:* H.R. 2303, to designate the New York Bulk and Foreign Mail Center at Jersey City, New Jersey, as the "Michael McDermott Bulk and Foreign Mail Center".

### Sent to the Senate, amended:

*Miami Indians:* H.R. 5553, to provide for the use and disposition of Miami Indians judgment funds in dockets 124–B and 254 before the United States Court of Claims;

*Federal lands for Indians:* H.R. 5916, to declare certain Federal lands acquired for the benefit of Indians to be held in trust for the Tribes of such Indians;

*Luiseno Mission Indians:* H.R. 6122, to authorize the Twenty-nine Palms Band of Luiseno Mission Indians to lease for ninety-nine years certain lands held in trust for such band;

*Kickapoo Indians:* H.R. 4496, to clarify the citizenship status of the members of the Texas Band of Kickapoo Indians; to provide for a reservation for the Texas Band of Kickapoo; to provide to members of the Texas Band of Kickapoo those services and benefits furnished to American Indian tribes and individuals. Agreed to amend the title; and

*Haynsworth Federal Building:* H.R. 5941, to designate the building known as the Federal Building and United States Courthouse in Greenville, South Carolina, as the "Clement F. Haynsworth, Jr., Federal Building". Agreed to amend the title.

### Eligible bills not considered:

*Passed over without prejudice:* H.R. 5652 and H.R. 6588.

**Page 25932**

**Housing Development Insurance:** House passed H.J. Res. 612, to provide for the temporary extension of certain insurance programs relating to housing and community development.

**Page 25945**

**Military Construction Appropriations:** House disagreed to the amendments of the Senate to H.R. 6968, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1983; and agreed to a conference. Appointed as conferees: Representatives Ginn, Bevill, Hefner, Long of Maryland, Addabbo, Obey, Chappell, Alexander, Whitten, Regula, Burgener, Edwards of Oklahoma, Loeffler, and Conte.

**Page 25957**

**Suspensions:** House voted to suspend the rules and pass the following measures:

*Uniform services pay:* H.R. 7166, amended, to provide a 4 percent increase in the pay and allowances of members of the uniformed services, to make various adjustments in military personnel and compensation programs;

**Pages 25947, 26018**

*Federal water pollution control:* H.R. 7159, amended, to amend the Federal Water Pollution Control Act to allow modifications of certain effluent limitations relating to biochemical oxygen demand and pH;

**Page 25957**

*Alcohol traffic safety:* H.R. 6170, amended, to amend title 23, United States Code, to encourage the establishment by States of effective alcohol traffic safety programs. Agreed to amend the title;

**Page 25960**

*Sleeping Bear Dunes:* H.R. 3787, amended, to amend sections 10 and 11 of the Act of October 21, 1970 (Public Law 91–479; 16 U.S.C. 460x), entitled "An Act to establish in the State of Michigan the

Sleeping Bear Dunes National Lakeshore, and for other purposes";

Page 25972

*Voyageurs National Park:* H.R. 846, amended, to revise the boundary of Voyageurs National Park in the State of Minnesota. Subsequently, this passage was vacated and S. 625, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed;

Page 25977

*National park protection:* H.R. 5162, amended, directing the Secretary of the Interior to prepare and submit a state of the parks report to Congress (passed by a yea-and-nay vote of 319 yeas to 84 nays, Roll No. 376). Agreed to amend the title;

Page 25981

*Royalty Collection Act:* H.R. 5121, amended to improve the collection of Federal royalties and lease payments derived from certain natural resources under the jurisdiction of the Secretary of the Interior;

Page 25993

*Migrant worker protection:* H.R. 7102, amended, to provide for the protection of migrant and seasonal agricultural workers and for the registration of contractors of migrant and seasonal agricultural labor;

Page 26002

*Child nutrition:* H. Con. Res. 384, amended, expressing the sense of Congress that the United States should maintain Federal involvement in, and support for, the child nutrition programs; and

Page 26010

*Education programs increased authorization:* H.R. 7137, amended, to increase the authorization of appropriations for certain education programs.

Page 26014

**Export Administration Act:** By a yea-and-nay vote of 209 yeas to 197 nays, Roll No. 379, the House passed H.R. 6838, to amend the Export Administration Act of 1979 to terminate certain export controls imposed on December 30, 1981, and June 22, 1982.

By a yea-and-nay vote of 206 yeas to 203 nays, Roll No. 378, agreed to a motion to recommit the bill to the Committee on Foreign Affairs with instructions to report the bill back forthwith with an amendment that rescinds in 90 days the export controls on oil and gas transmission, refining, and related equipment and technology destined for the Soviet Union, provided that within the 90 days the President certifies to the Congress that the Soviet Union is not using forced labor.

Agreed to the aforesaid amendment.

Page 26019

**Pell Grants:** House agreed to the conference report on S. 2852, to amend section 439 of the Higher Education Act of 1965 to make a technical amendment relating to priority of indebtedness, to provide for the family contribution schedule for student financial assistance for academic years 1983–1984, and 1984–1985—clearing the measure for the President.

Page 26040

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

Page 26036

**Missing Children:** House disagreed to the amendments of the Senate to H.R. 6976, to amend title 28 of the United States Code, to require the Attorney General to acquire and exchange information to assist Federal, State, and local officials in the identification of certain deceased individuals and in the location of missing persons (including unemancipated persons); and agreed to a conference. Appointed as conferees: Representatives Edwards of California, Kastenmeier, Schroeder, Washington, Sensenbrenner, Lungren, Shaw, and Simon.

Page 26042

**Select Committee on Children:** House agreed to H. Res. 421, to amend the Rules of the House of Representatives to establish a Select Committee on Children, Youth, and Families.

Agreed to the committee amendments.

Agreed to amend the title.

Page 26042

**Ocean and Coastal Resources:** By a yea-and-nay vote of 260 yeas to 134 nays, Roll No. 380, the House passed H.R. 5543, to establish an Ocean and Coastal Resources Management and Development Fund and to require the Secretary of Commerce to provide to coastal States national ocean and resources management and development block grants from sums in the Fund.

Agreed to the committee amendments.

Page 26052

**Aviation Insurance:** Agreed to H. Con. Res. 414, directing the preparation of duplicate conference papers on H.R. 5930, to extend the aviation insurance program for five years.

Page 26058

**Coast Guard Authorization:** House agreed to the Senate amendment to House amendment to S. 2252, to authorize appropriations for the Coast Guard for fiscal years 1983 and 1984—clearing the measure for the President.

Page 26058

**HUD Appropriations:** House agreed to the conference report on H.R. 6956, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1983.

House receded from its disagreement and concurred in Senate amendments numbered 13, 23, and 66.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 6, 16, 26, 27, 30, 38, 42, 45, 51, 52, 53, and 61.

Page 26062

**Military Construction Authorization:** House agreed to the conference report on S. 2586, to authorize certain construction at military installations for fiscal year 1983—clearing the measure for the President.

Page 26071

**Buffalo Bill Dam:** Agreed to the conference report on S. 1409, to authorize the Secretary of the Interior to construct, operate, and maintain modifications of the existing Buffalo Bill Dam and Reservoir Shoshone project, Pick-Sloan Missouri Basin program, Wyoming—clearing the measure for the President.

Page 26073

**National Spinal Cord Injury Month:** House passed H.J. Res. 598, to provide for the designation of the month of October, 1982, as "National Spinal Cord Injury Month".

Page 26079

**Washington Cathedral:** House agreed to S. Con. Res. 120, to commemorate the seventy-fifth anniversary of the Washington Cathedral.

Agreed to a committee amendment.

Page 26081

**Head Start Awareness Month:** House passed H.J. Res. 588, to provide for the designation of the month of October 1982, as "Head Start Awareness Month".

Page 26081

**National Newspaper Carriers Appreciation Day:** House passed and cleared for the President S.J. Res. 239, designating October 16, 1982, as "National Newspaper Carriers Appreciation Day".

Page 26081

**Adjournment:** Met at 10 a.m. and adjourned at 9 p.m.

## *Committee Meetings*

### FEDERAL MEAT INSPECTION ACT AMENDMENTS

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry held a hearing on H.R. 5268, Federal Meat Inspection Act Amendments of 1981. Testimony was heard from departmental and public witnesses.

### LABOR, HHS, EDUCATION APPROPRIATIONS BILL; BANKRUPTCY COURT ACT

*Committee on Appropriations:* Ordered reported H.R. 7205, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1983.

The Committee adversely reported H.R. 6978, Bankruptcy Court Act of 1982.

### MISCELLANEOUS MEASURES; REAL ESTATE PROJECTS; COST VARIATION PROJECTS; MINOR CONSTRUCTION PROJECTS

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities approved for full Committee action H.R. 1856, to authorize the Administrator of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense use.

The Subcommittee held hearings on the following bills: H.R. 6691, to amend title 10, United States Code, to authorize an alternative to the conventional construction of military family housing within the United States, Puerto Rico, and Guam; H.R. 7049, to authorize the Secretary of the Air Force to enter into certain contracts for the lease of family housing facilities for assignment to members of the Armed Forces; and S. 2625, Emergency Services Improvement Act of 1982. Testimony was heard from Representatives Dickinson, St Germain and Stenholm; Patrick J. Meehan, Jr., Director, Facility Requirements and Resources, Office of the Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense and George Jett, General Counsel, Federal Emergency Management Agency.

The Subcommittee also approved 39 real estate projects, 2 cost variation reports and 7 minor construction projects.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from departmental witnesses.

### PENN SQUARE FAILURE

*Committee on Banking, Finance and Urban Affairs:* Held a hearing on Penn Square failure. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### SPENDING LEVELS

*Committee on the Budget:* Met to certify current spending levels for fiscal year 1983.

## MATHEMATICS AND SCIENCE EDUCATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education and the Subcommittee on Postsecondary Education held a joint hearing on the following bills: H.R. 6674, American Defense Education Act; H.R. 6775, Precollege Mathematics and Science Teacher Assistance Act; H.R. 7135, to strengthen the security and the economic and cultural progress of the Nation through Federal assistance for improved student opportunities in mathematics, science, technology, and foreign languages in the elementary and secondary schools; H.R. 6656, to establish a program of Presidential teaching and research fellowships in mathematics and science and a Presidential precollege science and mathematics inservice teaching program; H.R. 5742, National Commission on Science, Engineering, and Technology Education; and H.R. 6950, to establish a national high-technology technician training program, utilizing the resources of the Nation's 2-year community colleges to contribute to the economic strength of the United States by creating a pool of skilled technicians in stategic high-technology fields, to increase national productivity, to improve the competitiveness of the United States in international trade. Testimony was heard from Senator Glenn; Representative McCurdy and public witnesses.

## EDUCATION FOR THE HANDICAPPED

*Committee on Education and Labor:* Subcommittee on Select Education approved for full Committee action H. Res. 558, expressing the sense of the House of Representatives that regulations recently proposed by the Secretary of Education under the Education of the Handicapped Act should not be permitted to take effect.

The Subcommittee also concluded oversight hearings on the proposed regulations for Public Law 94–142, Education for All Handicapped Children Act. Testimony was heard from Terrel H. Bell, Secretary of Education and public witnesses.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on reconciling strategic interests and Human Rights in Asia, Part V, China. Testimony was heard from public witnesses.

## RECENT DEVELOPMENTS IN EUROPE

*Committee on Foreign Affairs:* Subcommittee on Europe and the Middle East held a hearing on recent developments in the Middle East. Testimony was heard from Nicholas A. Veliotes, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

## MISCELLANEOUS MEASURES; COMMITTEE RESOLUTION

*Committee on Interior and Insular Affairs:* Ordered reported the following measures: H.J. Res. 553, amended, to authorize Indian tribes to bring certain actions on behalf of their members with respect to certain legal claims; S. 1986, amended, to provide for the use and distribution of funds awarded the Blackfeet and Gros Ventre Tribes of Indians and the Assiniboine Tribe of the Fort Belknap Indian Community, and others, in dockets numbered 250–A and 279–C by the United States Court of Claims; H.R. 6655, amended, Small Business Salvage Timber Sales Act of 1982; S. 1777, relating to the establishment of a permanent boundary for that portion of the Acadia National Park as lies within the town of Isle au Haut, Maine; H.R. 6882, amended, to revise the boundaries of the Cumberland Island National Seashore and to provide compensation for certain facilities on the seashore; S. 188, to authorize the Secretary of Agriculture to convey certain lands in the Gallatin National Forest; H.R. 5785, amended, to quiet title and possession with respect to a certain private land claim in Livingston Parish, La.; H.R. 6471, amended, for the acquisition by the United States by exchange of certain Native-owned lands or interest in lands in Alaska; S. 187, amended, to authorize the Secretary of the Interior to convey certain lands near Miles City, Montana, and to remove certain reservations from prior conveyances; S. 1540, amended, to revise the boundaries of the Saratoga National Historical Park in the State of New York; H.R. 7155, to settle certain Indian land claims within the State of Florida; H.R. 5826, to provide for the reinstatement and validation of U.S. oil and gas lease numbered W 24153; and H.R. 4521, to extend the lease terms of Federal oil and gas leases, W 66245, W 66246, W 66247, and W 62250.

The Committee also approved a resolution regarding replacement of the Springville-Mapleton Lateral Siphon of the Strawberry Valley Project, Utah.

## MARITIME SERVICES FINANCIAL RESPONSIBILITY ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 6829, Maritime Services Financial Responsibility Act. Testimony was heard from Representative Wyden and public witnesses.

## BUDGET PROCESS

*Committee on Rules:* Task Force on the Budget process continued hearings on the Budget Process. Testimony was heard from Senators Roth, Domenici and

Ford; Alice M. Rivlin, Director, CBO; Charles A. Bowsher, Comptroller General, GAO and former Representative Robert N. Giaimo.

### RYES SYNDROME

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment concluded hearings on Ryes Syndrome. Testimony was heard from Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services and a public witness.

### AUTOMOBILE RESEARCH COMPETITION ACT

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials approved for full Committee action as amended H.R. 5880, Automobile Research Competition Act.

### MEXICAN PESO DEVALUATION

*Committee on Small Business:* Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems held a hearing on the following bills: H.R. 7022, to amend the Small Business Act to provide assistance to areas of economic dislocation in the United States that is the result of drastic fluctuation in the value of the currency in a country contiguous to the United States; H.R. 7070, to amend the Small Business Act to restore the authority to make loans for economic dislocation and to clarify that such dislocations include foreign currency devaluations; and H.R. 7160, to amend the Small Business Act to provide assistance to areas of economic dislocation in the United States that is the result of drastic fluctuation in the value of the currency in a country contiguous to the United States. Testimony was heard from Representatives de la Garza, Udall, Kazen, Edwards of California, White and Hunter and from the following officials of the SBA: Peter Terpeluk, Jr., Acting Deputy Administrator and Reynaldo Lopez, Administrator, Region III.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### TECHNOLOGY AND HANDICAPPED PEOPLE

*Joint Hearing:* Senate Committee on Labor and Human Resources and House Subcommittee on Science, Research, and Technology of the Committee on Science and Technology concluded joint hearings to review the Office of Technology Assessment's study entitled "Technology and Handicapped People," after receiving testimony from John H. Gibbons, Director, and Clyde J. Behney, Project Director for the Study, both of the Office of Technology Assessment; Jean Elder, Commissioner of Developmental Disabilities, Department of Health and Human Resources; James Aller, Director, Science and Technology Program to Aid the Handicapped, National Science Foundation; Margaret Giannini, Director of Rehabilitation, Engineering R&D Service, Veterans' Administration; Alan M. Hofmeister, Utah State University, Logan; Barry Romich, Prentke-Romich Company, Shreve, Ohio; Mark Ozer, George Washington University School of Medicine, James Reswick, National Institute of Handicapped Research, and Oral Miller, representing the American Council of the Blind, all of Washington, D.C.; Colin McLaurin, University of Virginia, Rehabilitation Engineering Center, Charlottesville; Margaret Prommer, Northwestern University Rehabilitation Engineering Program, Chicago, Illinois; John Eulenberg, and James Renuk, both of the Artificial Language Laboratory, Michigan State University, East Lansing; Jan Little, Medical Equipment Distributors, Inc., Maywood, Illinois; James C. Bliss, Telesensory Systems, Inc., Palo Alto, California; Lathan Breunig, Arlington, Virginia; Frank Bowe, Frank Bowe Associates, Lawrence, New York; and Judy Heuman, California Department of Rehabilitation, Sacramento.

### AUTHORIZATIONS—NASA

*Conferees* agreed to file a conference report on H.R. 5890, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration.

### DEPOSITORY INSTITUTIONS AMENDMENTS

*Conferees* agreed to file a report on H.R. 6267, to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies.

### D.C.—FEDERAL PAYMENT

*Conferees* agreed to file a conference report on S. 2457, providing for an increase in the funding level for the Federal payment to the government of the District of Columbia.

### EXPORT TRADE

*Conferees* of the Senate Committee on Banking, Housing, and Urban Affairs and House Committee on the Judiciary agreed on the Title III provision differences between the Senate- and House-passed versions of S. 734, promoting the formation of U.S.

trading companies to expand export participation by small U.S. companies.

### EXPORT TRADE

*Conferees* agreed to file a conference report on S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, September 30, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 26411–26704*

**Bills Introduced:** Seventeen bills and four resolutions were introduced, as follows: S. 2984–3000; S. Res. 489; S.J. Res. 259, and S. Con. Res. 126 and 127.

**Page 26645**

**Bills Reported:** Reports were made as follows:

Conference report on H.R. 6267, to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies. (S. Rept. No. 97–641)

S. Res. 462, expressing the sense of the Senate concerning consultations with the Government of Japan on exports of agricultural products from the United States to Japan. (S. Rept. No. 97–642)

S. 1562, establishing the Arctic Research Council to coordinate a comprehensive Arctic research policy, with an amendment in the nature of a substitute.

S. 1782, eliminating the practice of "retainage", whereby Federal agencies withhold 10 percent of a contractor's payments until the project is completed, on certain Federal construction contracts, with an amendment in the nature of a substitute.

H.R. 1524, prohibiting any taxpaying utility from using the normalization method of accounting if, for rate-making purposes or for reflecting operating results in its regulated books of account, it employs any adjustment that is inconsistent with the existing requirements for users of such accounting method, with amendments (with additional views). (S. Rept. No. 97–643) **Page 26644**

**Measures Passed:**

*Antitrust Reciprocity:* Committee on the Judiciary was discharged from the further consideration of H.R. 5106, placing certain conditions on the ability of foreign governments to sue for damages for antitrust violations in U.S. courts, and limiting the amount of antitrust damages recoverable by a foreign government to that amount which the U.S. Government would be entitled to recover, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Baker (for Thurmond) unprinted amendment No. 1347, providing for judgments arising from exposure to TRIS (2, 3-Dipromopropyl) phosphate.

**Page 26424**

*Enrollment Corrections:* Senate agreed to S. Con. Res. 127, making corrections in the enrollment of S. 2036, providing for State and local employment and training assistance.

**Page 26434**

*Convicted Criminals and Firearms:* By 93 yeas to 1 nay, Senate passed S. 1688, making it a Federal offense when a convicted criminal commits a series of crimes involving firearms, after agreeing to Committee amendment in the nature of a substitute, and an amendment proposed thereto as follows:

**Pages 26435, 26449**

Robert C. Byrd (for Kennedy) unprinted amendment No. 1348, providing for Federal prosecution under this act only where the local prosectuing authority requests or concurs in such Federal prosecution.

**Page 26439**

*Authorizations, Treasury Agencies—1983:* Senate passed H.R. 6094, authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2555, as amended by Dole unprinted amendment No. 1349, authorizing additional funds for the U.S. Customs Service to maintain personnel levels.

S. 2555, Senate companion measure, was then indefinitely postponed.

**Page 26440**

*Small Business Corporations:* Senate passed H.R. 6055, allowing taxpayers to choose to conduct their business in corporate or noncorporate form based solely upon business reasons, after agreeing to committee amendments.

**Page 26442**

*Technical Corrections to Tax Acts:* Senate passed H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97–34), the Crude Oil Windfall Profit Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471), after agreeing to committee amendments en bloc, and further amendments proposed thereto as follows:

(1) Dole unprinted amendment No. 1350, relating to transitional rules of safe harbor leasing for certain aircraft.

(2) Dole (for Tsongas) unprinted amendment No. 1351, modifying the effective date for changes in tax treatment of distributions of appreciated property in redemption of stock.

(3) Dole (for Huddleston) unprinted amendment No. 1352, specifying the time for filing a return and paying the taxes imposed by section 5701 of the Internal Revenue Service code.

Page 26450

*Amendments Engrossment Corrections:* Senate agreed to S. Res. 489, making technical corrections in the engrossment of the Senate amendments to H.R. 6056, listed above.

Page 26611

*Agricultural Exports to Japan:* Senate agreed to S. Res. 462, expressing the sense of the Senate concerning consultations with the Government of Japan on exports of agricultural products from the United States to Japan. Page 26456

*Violent Crime and Drug Enforcement Improvements Act of 1982:* Senate passed H.R. 3963, extending authorizations for the Contract Services for Drug Dependent Federal Offenders Act of 1978, after agreeing to add at the end thereof the text of S. 2572, strengthening law enforcement in the areas of violent crime and drug trafficking, the Senate companion measure, on which the Senate had taken action on amendments proposed thereto, as follows:

Pages 26464, 26508

Adopted:

(1) Thurmond unprinted amendment No. 1356, providing for detention procedures and hearings, for protection of witnesses and victims of crime. Federal criminal sanctions for the manufacture, sale and advertising of simulated controlled substances, defining violent juveniles and career criminals, placing a limit on the amount of a defendant's property subject to a lien to assure payment of a fine imposed on him, establishing procedures for operating forfeiture accounts, providing for a review of the operation of the sentencing system, providing a mandatory minimum prison term for a person at least 21 years old to distribute the more dangerous controlled substances to a person under 18, providing for a mandatory minimum sentence for using or carrying a handgun with armor-piercing ammunition during the commission of a crime, and creating a Federal offense relating to damaging property of an energy facility.

Page 26508

(2) Levin unprinted amendment No. 1357, raising the mandatory minimum sentence for a crime committed without a firearm to two years, and providing for a five-year minimum sentence if a firearm is used, as amended by Bumpers unprinted amendment No. 1358.

Page 26531

(3) By 63 yeas to 33 nays DeConcini unprinted amendment No. 1360, establishing an office of Director of National and International Drug Operations and Policy to plan and coordinate drug enforcement efforts of the Federal Government.

Page 26541

(4) Grassley unprinted amendment No. 1362, restricting the distribution of material involving the sexual exploitation of minors.

Page 26550

(5) Bentsen unprinted amendment No. 1363, providing for the revocation of certificates and punishment where aviation involves drug trafficking.

Page 26551

(6) Jepsen unprinted amendment No. 1364, assuring the maximun Federal effort to curb the problem of pharmacy robberies.

Page 26552

Rejected:

Mathias unprinted amendment No. 1359, striking Title V of the bill.

Page 26535

By 32 yeas to 64 nays, Specter modified unprinted amendment No. 1361, requiring that any person detained prior to trial shall be tried within sixty days.

Page 26545

Senate insisted on its amendments, requested a conference with the House, and appointed as conferees Senators Thurmond, Mathias, Laxalt, Hatch, Dole, Biden, Kennedy, and Leahy.

Page 26611

By 95 yeas to 1 nay, Senate earlier passed S. 2572, as amended, and the passage was subsequently vitiated.

Page 26581

**Capitol Reef National Park, Utah:** Senate concurred in the amendments of the House to S. 1872, extending the period of grazing privileges afforded to privately owned lands within the Capitol Reef National Park in Utah, with Baker (for McClure) unprinted amendment No. 1353, in the nature of a substitute.

Page 26458

**Authorities Affecting Territories and Possessions in the United States:** Senate concurred in the House amendment to Senate amendment to H.R. 5139, modifying provisions of the revised Organic Act of the Virgin Islands and providing certain other authorities affecting the territories and possessions of the United States, with further amendments proposed thereto as follows:

Page 26459

(1) Baker (for McClure) unprinted amendment No. 1354, of a technical nature.

Page 26461

(2) Baker (for Chafee) unprinted amendment No. 1355, extending for one year the period in which the Commonwealth of Puerto Rico may use funds

to finance the non-Federal share of certain wastewater treatment plants currently under construction.

Page 26463

**Depository Institutions Amendments of 1982—Conference Report:** Senate agreed to the Conference Report on H.R. 6267, to assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies.

Page 26426

**Training for Jobs Act—Conference Report:** By unanimous vote of 95 yeas, Senate agreed to the Conference Report on S. 2036, providing for State and local employment and training assistance.

Page 26428

**NASA Authorizations, 1983—Conference Report:** Senate agreed to the Conference Report on H.R. 5890, authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration.

Page 26440

**Aviation Insurance Program—Conference Report:** Senate agreed to the Conference Report on H.R. 5930, amending the Federal Aviation Act of 1958, extending the authority of the Secretary of Transportation to provide certain aviation insurance and reinsurance.

Page 26440

**Treaties Approved:** By unanimous votes of 97 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the ratification of the following treaties:

97–2, Protocol to the Agreement on the Importation of Educational Scientific and Cultural Materials, adopted at Nairobi on November 26, 1976, and opened for signature at the United Nations on March 1, 1977.

97–18, Convention Between the United States and Mexico for the Recovery and Return of Stolen or Embezzled Vehicles and Aircraft, which was signed at Washington on January 15, 1981.

Ex. N, 92–2, International Convention on Tonnage Measurements of Ships, 1969, which was signed for the United States at London, on June 23, 1969, with an understanding.

97–25, Convention for the Conservation of Salmon in the North Atlantic Ocean, signed in March, 1982, by the United States, Canada, the European Community, Iceland, and Norway.

97–26, Tax Convention with the Republic of Austria, which was signed by the United States and Austria on June 21, 1982.

Page 26444

Prior to the above action, Senate vitiated the order to consider Treaty Doc. No. 97–5, Treaty with New Zealand on the Delimitation of the Maritime Boundary Between the United States and Tokelau, and the Treaty remained on the Calendar.

Page 26444

**Executive Reports:** Senate received the following Executive Reports:

Nomination of Richard R. Burt, of the District of Columbia, to be Assistant Secretary of State for European Affairs (together with additional views). (Exec. Rept. No. 97–63)

Nomination of Richard T. McCormack, to be Assistant Secretary of State for Economic and Business Affairs. (Exec. Rept. No. 97–64)

Page 26644

**Messages From the House:** Page 26643

**Statements on Introduced Bills:** Page 26645

**Amendments Submitted for Printing:** Page 26667

**Additional Statements:** Page 26674

**Record Votes:** Ten record votes were taken today. (Total—383)

Pages 26448, 26449, 26554, 26581

**Recess:** Senate convened at 9:30 a.m., and recessed at 7:45 p.m., until 9:30 a.m., on Friday, October 1, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 26704.)

## *Committee Meetings*

### NOMINATIONS

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported the nominations of Fowler C. West, of Texas, to be Commissioner of the Commodity Futures Trading Commission, and Orville G. Bentley, of Illinois, to be Assistant Secretary of Agriculture for Science and Education.

### MARIJUANA

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Forestry, Water Resources, and Environment concluded hearings on the extent of marijuana cultivation on certain U.S. Forest Service lands, after receiving testimony from Dale Robertson, Associate Chief, U.S. Forest Service, Department of Agriculture; Robert Burford, Director, Bureau of Land Management, Department of the Interior; Frank V. Monastero, Assistant Administrator, Drug Enforcement Administration, Department of Justice; Tom Dial, Mississippi Bureau of Narcotics, Jackson; Mendocino County Sheriff Tom Johndahl, and Tom Crowfoot, Mendocino County Supervisor, both of Ukiah, California; George Franham, National Organization for the Reform of Marijuana Laws, Washington, D.C.; Ed Rosenthal, Oakland, California; Frederick Ford, Alexandria, Virginia; and Lee Dogoloff, American Council on Marijuana, Rockville, Maryland.

## BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the following items:

S. Res. 458, expressing the sense of the Senate that the Export-Import Bank of the United States shall be given sufficient authority and shall provide competitive financing for American exports; and

The nominations of Rita M. Rodriguez, of Massachusetts, and James E. Yonge, of Florida, each to be a Member of the Board of Directors of the Export-Import Bank of the United States, Alfred J. Fleischer, Sr., of Missouri, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships, and Martin S. Feldstein, of Massachusetts, to be a Member of the Council of Economic Advisers.

## FREEDOM OF EXPRESSION

*Committee on Commerce, Science, and Transportation:* Committee resumed hearings on a proposal extending free speech and press protection to the electronic communications industry, receiving testimony from Ithiel de Sola Pool, Massachusetts Institute of Technology, Cambridge; William Van Alstyne, Duke University Law School, Durham, North Carolina; and Thomas Krattenmaker, Georgetown University Law Center, Washington, D.C.

Hearings were recessed subject to call.

## AUTHORIZATION—SOLID WASTE DISPOSAL

*Committee on Environment and Public Works:* Committee began consideration of proposed amendments to S. 2432, authorizing funds for fiscal years 1983 and 1984 for programs of the Solid Waste Disposal Act and Resource Conservation and Recovery Act (pending on Senate calendar), but did not complete action thereon, and recessed subject to call.

## FLAT-RATE TAX

*Committee on Finance:* Committee concluded hearings on proposals providing for a flat-rate income tax, and a simplified income tax with lower rates and fewer exemptions from the general rate, after receiving testimony from Joseph Pechman, The Brookings Institute, Rudolph E. Penner, American Enterprise Institute, Robert McIntyre, Citizens for Tax Justice, and Fred Wertheimer, Common Cause, all of Washington, D.C.; and Robert E. Hall, Stanford University, Stanford, California.

## HELIUM-3

*Committee on Foreign Relations:* Committee met in closed session to consult with Administration officials on the export of Helium-3 (dual-use nuclear export) to South Africa. Present were Eugene V. Rostow, Director, Arms Control and Disarmament Agency; Richard T. Kennedy, Under Secretary of State for Management; and Princeton Lyman, Deputy Assistant Secretary of State for African Affairs.

## U.S. MARINES IN LEBANON

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the presence of U.S. Marines in Lebanon from Kenneth W. Dam, Deputy Secretary of State, and Lt. Gen. Paul F. Gorman, USA, Assistant to the Chairman, Joint Chiefs of Staff.

## U.S.-Taiwan Relations

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs met in closed session to receive a briefing on U.S.-Taiwan relations from John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs; and Lt. Col. Jerry Van Sickel, USAF, Office of the Director for East Asian and Pacific Affairs, Office of the Assistant Secretary of Defense for International Security Affairs.

## GSA

*Committee on Governmental Affairs:* Committee concluded oversight hearings on activities of the General Services Administration, focusing on progress made in the areas of budget restraints, client services, and control of waste, fraud and abuse after receiving testimony from Gerald P. Carmen, Administrator, General Services Administration, who was accompanied by several of his associates.

## HOTEL AND RESTAURANT WORKERS UNION

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations continued hearings to investigate alleged involvement of organized crime and mismanagement of funds in the hotel and restaurant workers union (HEREIU), receiving testimony from New Jersey Attorney General Irwin I. Kimmelman, and Robert Sturgis, New Jersey Gaming Commission, both of Trenton.

Testimony was also received on alleged abuses within Local 19 in San Jose, California from William Jones, Labor Management Services Administration, Department of Labor, and Robert Shilling, former member of Local 19; Local 86 in Reno, Nevada from Gerald McHugh, former trustee of Local 86; and Local 28 in Oakland, California from Georgia Rosen, former business agent of Local 28.

Hearings were recessed subject to call.

## GOVERNMENT CONTRACTORS

*Committee on the Judiciary:* Subcommittee on Agency Administration held oversight hearings on the indemnification of and contributions to government contractors, receiving testimony from J. Paul

McGrath, Assistant Attorney General, Civil Division, Department of Justice; T. Richard Brown, TRW, Inc., Redondo Beach, California, on behalf of the National Association of Manufacturers; Peter F. McCloskey, Electronic Industries Association, and Victor E. Schwartz, Crowell and Moring, both of Washington. D.C.; and Mellon C. Baird, Jr., Defense and Systems Group, Cleveland, Ohio.

Hearings were recessed subject to call.

### IMMIGRATION EMERGENCY POWERS

*Committee on the Judiciary:* Subcommittee on Immigration and Refugee Policy concluded hearings to review Presidential emergency powers with respect to immigration, after receiving testimony from Senators Chiles and Hawkins; David D. Hiller, Associate Deputy Attorney General, Renee L. Szybala, Deputy Associate Attorney General, Alan C. Nelson, Commissioner, Immigration and Naturalization Service, all of the Department of Justice; Ambassador Eugene Douglas, U.S. Coordinator for Refugee Affairs, Department of State; Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs; Mark Miller, University of Delaware, Newark; Harold Maier, Vanderbilt University School of Law, Nashville, Tennessee; Arnold Torres, on behalf of the League of United Latin American Citizens, Arthur Helton, on behalf of the Lawyers Committee for International Human Rights, and Wade Henderson, on behalf of the American Civil Liberties Union, all of Washington, D.C.

### COURT BACKLOGS

*Committee on the Judiciary:* Subcommittee on Juvenile Justice concluded hearings on State and local law enforcement efforts to reduce criminal and civil case backlogs, after receiving testimony from Judge Lawrence H. Cooke, on behalf of the National Conference of Chief Justices and the National Center for State Courts, Albany, New York; Judge Betty Weinberg Ellerin, New York City Courts, Judge Joseph B. Williams, Felony Backlog Elimination Program, Thomas A. Reppetto, Citizens Crime Commission, and John F. Keenan, all of New York City.

### NOMINATIONS

*Committee on Labor and Human Resources:* Committee ordered favorably reported the nominations of Gary L. Jones, of Virginia, to be Under Secretary of Education, Harry Singleton, of the District of Columbia, to be Assistant Secretary of Education for Civil Rights, Lawrence F. Davenport, of Virginia, to be Assistant Secretary of Education for Elementary and Secondary Education, Gary L. Bauer, of Virginia, to be Deputy Under Secretary of Education for Planning and Budget, Charles L. Heatherly, of Virginia, to be Deputy Under Secretary of Education for Management, William A. Webb, of Pennsylvania, to be a Member of the Equal Employment Opportunity Commission, Walter C. Wallace, of New York, to be a Member of the National Mediation Board, Elizabeth H. Adams of California, Alice W. Algood, of Tennessee, Anne C. Badham, of California, Fucheng R. Hsu, of New Jersey, Craig C. Black, of Pennsylvania, Ann D. Haffner, of Virginia, and Dorothy J. Tyson, of California, each to be a Member of the National Museum Services Board, Henry Viscardi, Jr., of New York, Justin W. Dart, Jr., of Texas, Sandra S. Parrino, of New York, Alvis K. Waldrep, Jr., of Texas, Roxanne S. Vierra, of Colorado, Hunt Hamill, of Illinois, Carmine R. Lavieri, of Connecticut, Marian N. Koonce, of California, Robert V. Bush, of New Mexico, Joseph Dusenbury, of South Carolina, Michael Marge, of New York, John S. Erthein, of California, and H. Latham Breunig, of Virginia, each to be a Member of the National Council on the Handicapped, and Elinor M. Hashim, of Connecticut, to be a Member of the National Commission on Libraries and Information Science.

### STUDENT LOAN ASSISTANCE

*Committee on Labor and Human Resources:* Subcommittee on Education concluded hearings on S. 2655, providing an alternative source of financial assistance for social security student benefit recipients, after receiving testimony from Senator Ford; and Donald W. Zacharias, Western Kentucky University, Bowling Green.

### ABSCAM

*Select Committee to Study Law Enforcement Undercover Activities of the Department of Justice:* Committee concluded hearings on alleged abuses relating to the ABSCAM investigation by the Department of Justice, focusing on certain FBI undercover operations, after receiving testimony from William H. Webster, Director, Federal Bureau of Investigation, Department of Justice.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 32 public bills, H.R. 7224–7255; and 8 resolutions, H.J. Res. 617–619, H. Con. Res. 417–419, and H. Res. 603 and 604 were introduced.
**Page 26406**

**Bills Reported:** Reports were filed as follows:

Report entitled "Congressional Proceedings against Interior Secretary James G. Watts for Withholding Subpoenaed Documents and for Failure to

Answer Questions Relating to Reciprocity under the Mineral Lands Leasing Act" (H. Rept. 97–898);

Conference report on H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans (H. Rept. 97–899);

Report entitled "Mismanagement of SSA's Computer Systems Threatens Social Security Programs" (H. Rept. 97–900);

Report entitled "Reorganization and Budget Cutbacks May Jeopardize the Future of the Nation's Statistical System" (H. Rept. 97–901);

Report entitled "Strengthening Credits at the Railroad Retirement Board" (H. Rept. 97–902);

H. Res. 603, providing for the consideration of the conference report on H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans (H. Rept. 97–903);

S. 187, to authorize the Secretary of the Interior to convey certain lands near Miles City, Montana, and to remove certain reservations from prior conveyances, amended (H. Rept. 97–904);

S. 188, to authorize the Secretary of Agriculture to convey certain lands in the Gallatin National Forest (H. Rept. 97–905);

H. Res. 558, expressing the sense of the House of Representatives that regulations recently proposed by the Secretary of Education under the Education of the Handicapped Act should not be permitted to take effect, amended (H. Rept. 97–906);

H.R. 6471, for the acquisition by the United States by exchange of certain native owned lands or interest in lands in Alaska, amended (H. Rept. 97–907);

S. 503, to authorize the purchase, sale, and exchange of lands by the Devils Lake Sioux Tribe of the Devils Lake Sioux Reservation, North Dakota (H. Rept. 97–908);

H.R. 6103, to amend the Fair Labor Standards Act of 1938 to provide that an employer who violates section 6 or 7 of that Act shall be liable to the employee involved for three times the amount of wages involved in the violation (H. Rept. 97–909);

H.R. 1856, to authorize the Administrator of General Services to transfer title to State and local governments certain Federal personal property loaned to them for civil defense use (H. Rept. 97–910);

Conference report on H.R. 6976, to amend title 28, United States Code, to require the Attorney General to acquire and exchange information to assist Federal, State, and local officials in the identification of certain deceased individuals and in the location of missing persons (including unemancipated persons) (H. Rept. 97–911);

H. Res. 604, providing for the consideration of H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures (H. Rept. 97–912);

Conference report on H.R. 6968, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1983 (H. Rept. 97–913); and

Conference report on H.J. Res. 599, making continuing appropriations for the fiscal year 1983 (H. Rept. 97–914). **Page 26405**

**Continuing Appropriations:** House disagreed to the Senate amendments to H.J. Res. 599, making continuing appropriations for fiscal year 1983; and agreed to a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Ginn, Lehman, Dixon, Fazio, Conte, McDade, Edwards of Alabama, Myers, Robinson, Miller of Ohio, Coughlin, and Young of Florida.

**Page 26185**

**Endangered Species Act Amendments of 1982:** House agreed to the conference report on H.R. 6133, to authorize appropriations to carry out the provisions of the Endangered Species Act of 1973 for fiscal years 1983, 1984, and 1985—clearing the measure for the President.

**Page 26187**

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.J. Res. 599, making continuing appropriations for the fiscal year 1983.

Subsequently, it was made in order to consider the conference report on H.J. Res. 599 today, or any day thereafter.

**Page 26189**

**Conservation on Government Lands Authorization:** House agreed to Senate amendments Nos. 1, 2, and 3 and the Senate amendment to the title; and agreed to Senate amendment No. 4, with amendment, to H.R. 1952, authorizing appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1982, 1983, and 1984—returning the measure to the Senate.

**Page 26190**

**Protection Island National Wildlife Refuge:** House cleared for the President H.R. 1486, to establish the Protection Island National Wildlife Refuge, Jefferson County, State of Washington—by agreeing to the Senate amendments thereto.

**Page 26192**

**Migratory-bird and Conservation Stamp:** House passed and cleared for the President S. 2874, to amend the Act of March 16, 1934, as amended, to credit entrance fees for the migratory-bird hunting and conservation stamp contest to the account which pays for the administration of the contest.

Page 26195

**Late Report:** Committee on Merchant Marine and Fisheries received permission to have until midnight, Thursday, October 7, to file a report on H.R. 7076, to amend title II of the Outer Continental Shelf Lands Act Amendments of 1978.

Page 26195

**Debt Collection Act of 1982:** House agreed, with amendments, to the Senate amendment to H.R. 4613, to increase the efficiency of Government-wide efforts to collect debts owed the United States and to provide additional procedures for the collection of debts owed the United States—returning the measure to the Senate.

Page 26196

**Health Research Extension Act:** House passed H.R. 6457, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to the National Institutes of Health and the national research institutes.

By a yea-and-nay vote of 365 yeas to 12 nays, with 2 voting "present", Roll No. 381, the House resolved itself into the Committee of the Whole.

Agreed to:

The committee amendments;

An amendment to the bill and the amendment in the nature of a substitute that provides for continuation of cystic fibrosis research;

An amendment to the bill that includes nutrition as an area of authorized research; and

An amendment to the bill and the amendment in the nature of a substitute that restricts fetal and infant research by NIH before or after an induced abortion (agreed to by a recorded vote of 260 ayes to 140 noes, Roll No. 382). Earlier, a point of order was sustained against a similar amendment.

Rejected an amendment in the nature of a substitute that sought to provide for a 7 percent increase in biomedical research funds over 1982 levels, extensions of expiring NIH authorities, a study of NIH organizational structure, a new Arthritis Institute, and a study of the use of animals in biomedical and behavioral research (rejected by a recorded vote of 130 ayes to 275 noes, Roll No. 383).

Page 26200

**Lake Oswego, Oregon:** House passed S. 1573, to exempt the Lake Oswego, Oregon, hydroelectric facility from part I of the Federal Power Act (Act of June 10, 1920) as amended. Agreed to the committee amendment.

Page 26241

**Environmental Quality:** House agreed, with amendment, to the Senate amendment to the House amendment to the text of S. 1210, amending the Environmental Quality Improvement Act of 1970; and agreed to the Senate amendment to the House amendment to the title of the bill—returning the measure to the Senate.

Page 26243

**NASA Authorization:** It was made in order to consider the conference report on H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management today, or any day thereafter.

Page 26272

**District of Columbia Appropriations:** House passed H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983.

Points of Order Were Sustained Against:

Language in the bill that sought to restrict use of funds for the Washington Convention Center;

An amendment that sought to restrict use of funds for the Washington Convention Center;

Language in the bill relating to the salary of the City Administrator and other employee rates of pay; and

Language in the bill that sought to apply the provisions of the District of Columbia Government Comprehensive Merit Personnel Act to D.C. employees.

Page 26279

**Military Construction Appropriations:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 6968, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1983.

Subsequently, it was made in order to consider the conference report on H.R. 6968 today, or any day thereafter.

Pages 26272, 26278

**Colorado River Basin Project:** House passed S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90-537 (82 Stat. 885) as amended by Public Law 95-578 (92 Stat. 2471), and Public Law 96-375 (94 Stat. 1505).

Agreed to:

The committee amendment; and

An amendment that authorizes the Secretary to enter into agreements requiring local communities to share in the costs of water projects.

H. Res. 584, a rule providing for the consideration of S. 2177, was laid on the table.

Earlier, it was made in order to consider in the House S. 2177 today or any day thereafter.

Page 26293

**Acadia National Park Boundary:** House passed and cleared for the President S. 1777, relating to the establishment of a permanent boundary for that portion of the Acadia National Park as lies within the town of Isle au Haut, Maine.

Page 26297

**Gallatin National Forest Lands:** House passed and cleared for the President S. 188, to authorize the Secretary of Agriculture to convey certain lands in the Gallatin National Forest.

Page 26299

**Miles City, Montana, Lands:** House passed S. 187, to authorize the Secretary of the Interior to convey certain lands near Miles City, Montana, and to remove certain reservations from prior conveyances.

Agreed to the committee amendment in the nature of a substitute.

Page 26302

**Livingston Parish, Louisiana Land Claim:** House passed H.R. 5785, to quiet title and possession with respect to a certain private land claim in Livingston Parish, Louisiana.

Agreed to the committee amendment in the nature of a substitute. Agreed to amend the title of the bill.

Page 26303

**Nuclear Waste Disposal:** House completed all general debate and began reading for amendment on H.R. 3809, the Nuclear Waste Policy Act of 1982; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Friday, October 1.

By a yea-and-nay vote of 370 yeas to 1 nay, with 3 voting "present", Roll No. 384, the House resolved itself into the Committee of the Whole.

Pending when the Committee of the Whole rose were a committee amendment in the nature of a substitute and an amendment in the nature of a substitute (text of H.R. 7187).

Agreed to the following amendments to the foregoing amendment in the nature of a substitute (text of H.R. 7187):

A series of technical amendments;

A clarifying amendment relating to the preparation of environmental impact statements for recommended repository sites;

An amendment relating to the interim spent fuel storage problem; and

An amendment that provides for 1900 metric tons of capacity for the storage of spent nuclear fuel from civilian nuclear power reactors.

H. Res. 601, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 26305

**Red Shield of David:** House agreed to H. Res. 580, expressing the sense of the House of Representatives with respect to recognition of the Red Shield of David of the Magen David Adom Society of Israel by the League of Red Cross Societies.

Page 26345

**USDA Firearms Authority:** House cleared for the President H.R. 2035, to authorize certain employees of the United States Department of Agriculture charged with the enforcement of animal quarantine laws to carry firearms for self-protection—by agreeing to the Senate amendments thereto.

Page 26347

**Victim and Witness Protection:** House passed H.R. 7191, to provide additional protections and assistance to victims and witnesses in Federal cases.

Subsequently, S. 2420, a similar Senate-passed bill was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Page 26348

**Perishable Foodstuffs:** House cleared for the President H.R. 6164, to authorize the Secretary of Agriculture to implement the Agreement on the International Carriage of Perishable Foodstuffs and on the Special Equipment to be Used for Such Carriage (ATP)—by agreeing to the Senate amendment thereto.

Page 26363

**Mary McLeod Bethune Council House:** House passed and cleared for the President S. 2436, to designate the Mary McLeod Bethune Council House in Washington, District of Columbia, as a national historic site.

Page 26264

**Alaska Lands:** House passed H.R. 6471, for the acquisition by the United States by exchange of certain native owned lands or interest in lands in Alaska.

Agreed to the committee amendment in the nature of a substitute.

Page 26364

**Capitol Reef National Park:** House agreed to the Senate amendments to the House amendments to S. 1872, to amend the Act establishing the Capitol Reef National Park in the State of Utah to provide for a grazing phaseout schedule—clearing the measure for the President.

Page 26365

**Late Reports:** Objection was heard to a unanimous-consent request that the Committee on Rules be permitted to file sundry reports by midnight tonight.

Page 26366

**Missing Children Act:** House agreed to the conference report on H.R. 6976, to amend title 28, United States Code, to require the Attorney General to acquire and exchange information to assist Federal, State, and local officials in the identification of certain deceased individuals and in the location of missing persons (including unemancipated persons)—clearing the measure for Senate action.

Page 26366

**Aviation Insurance:** House agreed to the conference report on H.R. 5930, to extend the aviation insurance program for five years—clearing the measure for the President.

Page 26369

**Human Rights:** House agreed to H. Con. Res. 336, expressing the sense of the Congress concerning the compliance by the Soviet Union with certain international agreements on human rights. Agreed to a technical amendment.

Page 26371

**Alexsei Murzhenko and Yuri Fiodorov:** House agreed to H. Res. 398, to express the sense of the House of Representatives that Alexsei Murzhenko and Yuri Fiodorov should be released from prison and allowed to emigrate from the Soviet Union.

Page 26373

**Ida Nudel:** House agreed to H. Con. Res. 330, expressing the sense of the Congress with respect to the Soviet Union's obligations under international law to allow Ida Nudel to emigrate to Israel.

Page 26374

**Ukrainian Churches:** House agreed to S. Con. Res. 18, relating to the restoration of the free exercise of religion in Ukraine—clearing the measure.

Page 26376

**Red Cross Volunteers:** House agreed to H. Con. Res. 376, recognizing the outstanding service and patriotism exhibited by the volunteers of the American National Red Cross during times of war and expressing the gratitude of the Congress for the service of such volunteers.

Page 26377

**Bahà'i Community:** House agreed to H. Con. Res. 378, to condemn the Iranian persecution of the Bahà'i community. Subsequently, this passage was vacated and S. Con. Res. 378, a similar Senate resolution, was agreed to in lieu—clearing the measure.

Page 26378

**Late Report:** Committee on Rules received permission to have until midnight tonight to file a privileged report.

Page 26381

**Parkinson's Disease Week:** House passed H.J. Res 531, to provide for the designation of the week beginning on October 24, 1982, as "National Parkinson's Disease Week".

Page 26381

**Drunk and Drugged Driving Awareness Week:** House passed and cleared for the President S.J. Res. 241, to provide for the designation of the week of December 12, 1982, through December 18, 1982, as "National Drunk and Drugged Driving Awareness Week".

Page 26381

**Fiorello H. La Guardia Day:** House passed H.J. Res. 595, designating December 11, 1982, as "Fiorello H. La Guardia Memorial Day".

Page 26382

**Pearl Street Centennial Day:** House agreed to S. Con. Res. 117, expressing the sense of the Congress that September 4, 1982, the one hundredth anniversary of Thomas Edison's Pearl Street central power station, should be commemorated as "Pearl Street Centennial Day"—clearing the measure.

Page 26382

**Myasthenia Gravis Awareness Week:** House passed and cleared for the President S.J. Res. 197, to provide for the designation of the week of October 17 through October 23, 1982, as "Myasthenia Gravis Awareness Week".

Page 26383

**Port Week:** House passed H.J. Res. 537, to authorize and request the President of the United States to issue a proclamation designating the first week in October for the calendar years 1982, 1983, and 1984 as "National Port Week".

Page 26383

**Agriculture Day:** House passed and cleared for the President S.J. Res. 235, to proclaim March 21, 1983, as "National Agriculture Day".

Page 26384

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 6976, to amend title 28, United States Code, to require the Attorney General to acquire and exchange information to assist Federal, State, and local officials in the identification of certain deceased individuals and in the location of missing persons (including unemancipated persons).

Page 26386

**Adjournment:** Met at 10 a.m. and adjourned at 7:30 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURE; REPROGRAMMINGS

*Committee on Armed Services:* Ordered reported H.R. 1856, to authorize the Administrator of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense.

The Committee also approved six reprogrammings.

Prior to this action, the Committee held a hearing on pending reprogrammings. Testimony was heard from Edward C. Aldridge, Under Secretary of the

Air Force; Brig. Gen. Bernard P. Randolph, Director, Space Systems and Command, Control Communications, Headquarters, U.S. Air Force; Rear Adm. Richard A. Miller, Director, Fiscal Management Division, Office of the Chief of Naval Operations, Department of the Navy and Brig. Gen. Harold M. Davis, Jr., Director, Army Budget, Department of the Army.

## PROCUREMENT OF C-5B AND B-1B AIRCRAFT AND THE SALE TO SAUDI ARABIA OF AWACS

*Committee on Armed Services:* Subcommittee on Investigations continued hearings concerning the procurement of C-5B and B-1B aircraft and the sale to Saudi Arabia of Airborne Warning and Control System (AWACS) aircraft. Testimony was heard from Lloyd K. Mosemann II, Deputy Assistant Secretary for Logistics and Communications, Department of the Air Force and a public witness.

## MEDICAL EQUIPMENT PROCUREMENT/REPLACEMENT POLICIES AND PRACTICES

*Committee on Armed Services:* Subcommittee on Investigations met to conduct an oversight examination of past hearings on the medical equipment procurement/replacement policies and practices in the Department of Defense. Testimony was heard from Paul J. McGrath, Associate Director, Personnel and Force Management Audits Directorate, U.S. Army Audit Agency and from the following officials of the Department of the Army: Col. Robert L. Ray, Office of the Inspector General; Brig. Gen. William P. Winkler, Jr., M.D., Director, Health Care Operations, Office of the Surgeon General and Col. Fred L. Walter, MSC, Chief, Logistics Division, Office of the Surgeon General.

## PENN SQUARE FAILURE

*Committee on Banking, Finance and Urban Affairs:* Continued hearings on Penn Square failure. Testimony was heard from public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported as amended the following measures: H.R. 2500, Select Commission on Voluntary Service Opportunities Act of 1981 and H. Res. 588, expressing the sense of the House of Representatives that regulations recently proposed by the Secretary of Education under the Education of the Handicapped Act should not be permitted to take effect.

## MATHEMATICS AND SCIENCE EDUCATION

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education concluded hearings on the following bills: H.R. 6674, American Defense Education Act; H.R. 7135, to strengthen the security and the economic and cultural progress of the Nation through Federal assistance for improved student opportunities in mathematics, science, technology, and foreign languages in the elementary and secondary schools; H.R. 5742, National Commission on Science, Engineering, and Technology Education and H.R. 6950, to establish a national high-technology technician training program, utilizing the resources of the Nation's 2-year community colleges to contribute to the economic strength of the United States by creating a pool of skilled technicians in strategic high-technology fields, to increase national productivity, to improve the competitiveness of the United States in international trade. Testimony was heard from public witnesses.

## OFFICE MACHINE AND EQUIPMENT RETAIL DEALERS' AGREEMENT ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation and Tourism approved for full Committee action as amended H.R. 7106, Office Machine and Equipment Retail Dealers' Agreement Act.

## POWs/MIAs

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing on the situation regarding American POWs/MIAs in South East Asia. Testimony was heard from public witnesses.

## FOREIGN CONTROL OF U.S. BANKS

*Committee on Government Operations:* Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Foreign Control, including Foreign Government Control of U.S. Banks. Testimony was heard from Henry C. Wallich, Member, Federal Reserve Board, Robert P. Gough, Associate Director, Division of Bank Supervision, FDIC; Doyle L. Arnold, Senior Deputy Comptroller for Policy and Planning, Office of the Comptroller of the Currency; Robert R. Klinzing, Deputy Comproller for Bank Examinations; Carol Berman, State Senator, New York and Ernest Kohn, Acting First Deputy, Supt. of Banks, State of New York.

## COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Contracts and Printing met to consider pending business.

## INDIAN LEGISLATION

*Committee on Interior and Insular Affairs:* Ordered reported as amended H.R. 6416, to provide for the use and distribution of funds awarded the Pembina Chippewa Indians in dockets numbered 113, 191, 221, and 246 of the Court of Claims.

Prior to this action, the Committee held a hearing on H.R. 6416. Testimony was heard from John W. Fritz, Deputy Assistant Secretary, Department of the Interior and a public witness.

## OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on Fish, Wildlife and Parks. Testimony was heard from the following officials of the Department of the Interior: G. Ray Arnett, Assistant Secretary for Fish and Wildlife and Parks; Russell Dickenson, Director, National Park Services; Robert A. Jantzen, Director, Fish and Wildlife Service; William Kriz, Chief, Division of Land Resources, National Park Service; William Horn, Deputy Under Secretary and Rick Bavidge, Special Assistant to Secretary Arnett.

## CIVIL RIGHTS ENFORCEMENT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on Civil Rights Enforcement in the Department of Education. Testimony was heard from public witnesses.

## CORRUPT HORSERACING PRACTICES ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice held a hearing on H.R. 2331, Corrupt Horseracing Practices Act of 1981. Testimony was heard from Representative Vento and public witnesses.

## RESCUE SQUAD DEATH BENEFITS

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 385 and related bills, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide that rescue squad members are entitled to death benefits made available under such act. Testimony was heard from public witnesses.

## PROFESSION SPORTS STABILIZATION ACT

*Committee on the Judiciary:* Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 6467, Professional Sports Stabilization Act of 1982. Testimony was heard from public witnesses.

## PAY EQUITY—EQUAL PAY

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service, the Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits continued joint hearings on pay equity-equal pay for work of comparable value. Testimony was heard from Donald J. Devine, Director, Office of Personnel Management; Clarence Thomas, Chairman, Equal Employment Opportunity Commission and public witnesses.

## COMMITTEE BUSINESS

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight met in executive session to consider pending business.

## DEPOSITORY INSTITUTIONS ACT

*Committee on Rules:* Granted a rule waiving clauses 2, 3 and 4 of Rule XXVIII against consideration of the conference report on H.R. 6267, Depository Institutions Act of 1982. Testimony was heard from Chairman St Germain and Representatives Stanton and Gonzalez.

## PATENT TERM RESTORATION ACT

*Committee on Rules:* Heard testimony from Representatives Kastenmeier, Frank, Scheuer, Gore, Railsback and Shaw but took no action on H.R. 6444, Patent Term Restoration Act of 1982.

## REGULATORY PROCEDURE ACT

*Committee on Rules:* Heard testimony from Representatives Sam Hall, Dingell, Moorhead, Kindness and Schneider but took no action on H.R. 746, Regulatory Procedure Act of 1982.

## BALANCED BUDGET

*Committee on Rules:* Granted a modified closed rule, providing for the consideration of and 2 hours of general debate on H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures; making in order an amendment in the nature of a substitute, to be offered by Representative Alexander; and an amendment by Representative Conable (text of H.J. Res. 350), the last amendment adopted will be reported back to the House; making in order one motion to recommit, and laying on the table H. Res. 450. Testimony was heard from Representatives Alexander, McClory, Bethune, and Pashayan

## APPROPRIATE AGRICULTURE TECHNOLOGY

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Appropriate Agriculture Technology. Testimony was heard from Nyle C. Brady, Senior Assistant Administrator, AID, U.S. International Development Cooperation Agency and public witnesses.

## SETTING PRIORITIES FOR SCIENCE

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight held a joint hearing on Setting Priorities for Science. Testimony was heard from Dr. Donald L. Langenberg, Deputy Director, NSF; Dr. Edith W. Martin, Deputy Under Secretary of Defense for Research and Advanced

Technology; Dr. James B. Wyngaarden, Director, NIH, Department of Health and Human Services and public witnesses.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from Representative Fithian; Allen Wallis, Under Secretary for Economic Affairs, Department of State and public witnesses.

Hearings continue tomorrow.

## *Joint Meetings*

### VENTURE CAPITAL INDUSTRY

*Joint Economic Committee:* Subcommittee on International Trade, Finance, and Security Economics concluded hearings on the role of the venture capital industry in the American economy, after receiving testimony from Donald Gevirtz, Foothill Group, Inc., B. K. Hagopian, Brentwood Associates, and Brent Rider, Union Venture Corporation, all of Los Angeles, California; and E. F. Heizer, Heizer Corporation, Chicago, Illinois.

### APPROPRIATIONS—MILITARY CONSTRUCTION

*Conferees* agreed to file a conference report on H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense.

### APPROPRIATIONS—CONTINUING

*Conferees* agreed to file a conference report on H.J. Res. 599, making continuing appropriations through December 17, 1982 for the Federal Government.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, October 1, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 26726–27169*

**Bills Introduced:** Forty bills and fourteen resolutions were introduced, as follows: S. 3001–3040, S. Res. 490–494, S.J. Res. 260–268

Page 27051

**Bills Reported:** Reports were made as follows:

Conference report on S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies. (S. Rept. No. 97–644)

S. Res. 455, expressing the sense of the Senate with respect to actions to be taken by the Secretary of Commerce to protect Pacific salmon stocks.

Special Report of the Committee on Rules and Administration on Oversight Hearings on the Office of Technology Assessment. (S. Rept. No. 97–645)

H.R. 5470, insuring periodic payments for damages received on account of personal injuries, with an amendment in the nature of a substitute. (S. Rept. No. 97–646)

H.R. 5573, encouraging contributions of computers and other technological equipment to elementary and secondary schools, with amendments. (S. Rept. No. 97–647)

H.R. 7093, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income, with an amendment. (S. Rept. No. 97–648)

S. Res. 492, authorizing the Senate Sergeant at Arms, with the approval of the Committee on Rules and Administration to settle certain claims involving Members, officers, and employees of the United States Senate. (S. Rept. No. 97–649)

S. Res. 493, authorizing the printing of the prayers by the Reverend Edward L. R. Elson, S.T.D., as Chaplain of the Senate during the 96th and 97th Congresses, as a Senate document. (S. Rept. No. 97–650)

H.R. 6417, revising certain provisions of P.L. 96–432, relating to the United States Capitol Grounds, to include certain sidewalks and contiguous areas within the definition of the U.S. Capitol Grounds. (S. Rept. No. 97–651)

S. 2847, authorizing funds through fiscal year 1987 for the construction, acquisition, or rehabilitation of Indian housing with an amendment. (S. Rept. No. 97–652)

S. 563, authorizing the States and Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country, with amendments. (S. Rept. No. 97–653)

S. 1340, providing for the use and distribution of judgment funds awarded to the Clallam Indian Tribe, Washington, with amendments. (S. Rept. No. 97–654)

S. 1735, providing for the use and distribution of funds awarded the Pembina Chippewa Indians in specified dockets of the U.S. Court of Claims, with amendments. (S. Rept. No. 97–655)

S. 2418, authorizing the Twenty-nine Palms Band of Luiseno Mission Indians to lease specified trust lands in California, with an amendment in the nature of a substitute. (S. Rept. No. 97–656)

H.R. 4364, declaring that certain lands in Pima County, Arizona, shall be held in trust by the United States for the Pascua-Yaqui Indian Tribe, with amendments. (S. Rept. No. 97–657)

S. 2127, increasing competition in government contracting by imposing new restrictions on the use of noncompetitive contracts, with an amendment in the nature of a substitute.

S. Res. 479, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 861, designating additional national scenic and historic trails, without recommendation.

H.R. 3731, relating to the use of distribution of certain judgment funds awarded by the Indian Claims Commission or the U.S. Court of Claims, with amendments. (S. Rept. No. 97–658)

H.R. 4365, providing that funds distributed per capita to certain members of an Indian tribe may be so distributed by the Secretary of the Interior or the governing body of any such tribe. (S. Rept. No. 97–659) **Page 27051**

Measures passed:

*Tricentennial Anniversary:* Senate passed S.J. Res. 260, designating the period commencing January 1, 1983 and ending December 31, 1983, as the "Tricentennial Anniversary Year of German Settlement in America."

**Page 26744**

*Insurance Programs Temporary Extension:* Senate passed H.J. Res. 612, providing for the temporary extension of certain insurance programs relating to housing and community development.

**Page 26746**

*Commission on the Bicentennial of the Constitution:* Senate passed S. 2671, establishing a Commission on the Bicentennial of the Constitution to plan and coordinate observances and activities commemorating the events culminating in the framing of the Constitution, after agreeing to committee amendments en bloc, and Baker (for Thurmond) unprinted amendment No. 1365, providing for the consultation of the Majority and Minority Leaders of the Senate.

**Page 26746**

*Budget Waiver:* Senate agreed to S. Res. 463, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2671, listed above.

**Page 26746**

*Head Start Awareness Month:* Senate passed H.J. Res. 588, designating the month of October 1982 as "Head Start Awareness Month."

**Page 26756**

*Military Medical Facilities:* Committee on Armed Services was discharged from further consideration of H.R. 3278, providing sizing criteria for the construction of military medical facilities, and the measure was passed.

**Page 26757**

*Educational Block Grants:* Senate passed H.R. 5658, providing elementary and secondary assistance grants to assist in the teaching of citizenship principles.

**Page 26757**

*Administration Conference Authorizations:* Senate passed H.R. 4476, authorizing funds through fiscal year 1986 for the Administrative Conference of the United States.

**Page 26758**

*Budget Waiver:* Senate agreed to S. Res. 475, waiving section 402(c) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 4476, listed above.

**Page 26758**

*ACDA Authorizations:* Senate passed H.R. 3467, authorizing funds for the U.S. Arms Control and Disarmament Agency, after agreeing to a Committee amendment in the nature of a substitute.

**Page 26759**

*National Schoolbus Safety Week of 1982:* Committee on the Judiciary was discharged from further consideration of H.J. Res. 486, designating the period from October 3, 1982 through October 9, 1982, as "National Schoolbus Safety Week of 1982", and the measure was passed.

**Page 26759**

*Supreme Court Police:* Senate passed H.R. 6204, providing for appointment and authority of the Supreme Court Police, with a Baker (for Thurmond) unprinted amendment No. 1366, providing for a three-year expiration of the authority of the Supreme Court Marshal to protect Supreme Court Justices in any part of the United States, and requiring an annual report on the cost of such protection.

**Page 26759**

*Agency Reports to Congress:* Senate passed with amendments, H.R. 2528.

**Page 26760**

*Dr. Robert H. Goddard Day:* Committee on the Judiciary was discharged from the further consideration of H.J. Res. 568, designating October 5, 1982, as "Dr. Robert H. Goddard Day.", and the measure was passed.

**Page 26760**

*National Tourette Syndrome Awareness Week:* Committee on the Judiciary was discharged from further consideration of S.J. Res. 228, designating the week beginning October 24, 1982, as "National Tourette Syndrome Awareness Week", and the measure was passed.

**Page 26761**

*National Water Resources Week:* Committee on the Judiciary was discharged from further consideration of S.J. Res. 236, designating the week of October 24 through 28, 1982, as "National Water Resources Week", and the measure was passed.

**Page 26761**

*National Retired Teachers Day:* Committee on the Judiciary was discharged from further consideration of S.J. Res. 237, designating November 14, 1982, as "National Retired Teachers Day", and the measure was passed.

**Page 26764**

*False Identification Related Crimes:* Senate passed H.R. 6946, amending the Federal criminal code to impose penalties for certain false identification related crimes, after agreeing to amendments proposed thereto as follows:

(1) Baker (for Thurmond) unprinted amendment No. 1368, relating to possession of stolen or false identification documents, and

(2) Baker (for Humphrey) unprinted amendment No. 1369, providing penalties for interstate transportation of false identification documents.

Senate insisted on its amendments, requested a conference with the House, and appointed as conferees thereon, Senators Thurmond, Laxalt, Hatch, Simpson, Humphrey, Biden, DeConcini, and Heflin.

**Page 26765**

*Contract Disputes:* Senate passed H.R. 1371, amending the Contract Disputes Act of 1978 to require the Secretary of the Treasury to specify and publish in the Federal Register, during the six-month period beginning on July 1, 1979, and during each six-month period afterwards, the rate of interest to be paid on amounts due contractors on claims against the Government, after agreeing to committee amendments.

**Page 26768**

*Authorizations for Production of Senate Documents:* Senate agreed to S. Res. 490, establishing a procedure during recesses and adjournments to authorize the production of Senate documents and testimony.

**Page 26769**

*National Housing Week:* Senate passed S.J. Res. 261, designating the week of October 24 through October 31, 1982, as "National Housing Week."

**Page 26769**

*Ellender Fellowship Program:* Senate passed S. 3002, authorizing additional funds through fiscal year 1985 for the Allen J. Ellender Fellowship Program.

**Page 26770**

*National Christmas Seal Month:* Senate passed S.J. Res. 262, designating the month of November, 1982, as "National Christmas Seal Month."

**Page 26776**

*Refugee Assistance:* Senate passed H.R. 5879, authorizing funds for fiscal year 1983 for refugee assistance programs.

**Page 26777**

*Federal Highway Program Funds:* Senate passed S. 2574, authorizing funds through fiscal year 1986 for the Federal-aid highway program, after agreeing to Stafford unprinted amendment No. 1371, in the nature of a substitute, to be treated as original text for purposes of additional amendments, which were agreed to as follows:

(1) Robert C. Byrd unprinted amendment No. 1372, providing for the improvement of energy-impacted roads.

(2) Danforth unprinted amendment No. 1373, exempting from Interstate Commerce Commission regulation the transportation of broken, crushed or powdered glass, and clarifying the practice of allowing the Secretary of Transportation in making discretionary grants to replace unused apportionment funds.

(3) Andrews unprinted amendment No. 1347, changing the width standards of trucks on Federal highways from 96 inches to 102 inches.

(4) By 47 yeas to 45 nays, Eagleton unprinted amendment No. 1375, allowing those States which are willing to adopt a 102 inch width standard of trucks on Federal highways to do so, in the nature of a substitute to Andrews unprinted amendment No. 1347.

**Pages 26779, 26779**

*Budget Waiver:* Senate agreed to S. Res. 399, waiving section 303(a) of the Congressional Budget Act of 1974 with respect to consideration of S. 2574, listed above.

**Page 26779**

*Commodity Futures Trading Act:* Senate passed H.R. 5447, authorizing funds for the Commodity Futures Trading Commission, with an amendment in the nature of a substitute, after striking all after the enacting clause and substituting in lieu thereof the text of S. 2109, Senate companion measure, and taking action on further amendments proposed thereto as follows:

Adopted:

(1) Roth unprinted amendment No. 1377, giving States authority to prosecute persons registered under the Commodity Exchange Act under State commodities or securities anti-fraud statutes.

(2) Percy unprinted amendment No. 1379, providing time limitations on Commodity Futures Trading Commission review of future association rules.

(3) Percy unprinted amendment No. 1380, facilitating the assumption of certain Commodity Futures Trading Commission registration functions by the National Futures Association.

(4) Durenberger unprinted amendment No. 1381, prohibiting restrictions on the export of certain agricultural commodities.

(5) Lugar unprinted amendment No. 1382, of a technical nature.

(6) Huddleston unprinted amendment No. 1383, requiring the conduct of a study on insider trading in the commodity futures markets.

Rejected:

By 27 yeas to 66 nays, Roth unprinted amendment No. 1378, providing for the imposition of user fees.

S. 2109, Senate companion measure, was then indefinitely postponed.

Page 26811

*Clarification of Jurisdiction of the SEC:* By unanimous vote of 91 yeas, Senate passed H.R. 6156, resolving jurisdictional questions involving the Securities and Exchange Commission and the Commodity Futures Trading Commission over the developing markets in futures and options on financial instruments.

Page 26861

*Extending Defense Production Act:* Senate passed S. 2375, extending for one year the Department of Defense Production Act, providing availability of authorities necessary to continue improvement in United States ability to mobilize resources in times of national emergency, after agreeing to the committee amendment, as amended by the following amendments:

(1) Schmitt unprinted amendment No. 1384, providing for the President to convene a White House Conference on Productivity to address the nation's concern over declining productivity.

(2) Humphrey unprinted amendment No. 1385, establishing a Presidential Commission on Strategic Critical Stock Piling Needs.

(3) By 49 yeas to 37 nays, McClure unprinted amendment No. 1387, limiting the extension date of the Defense Production Act to 90 days, to Schmitt unprinted amendment No. 1386, extending by nine months the expiration date of the Defense Production Act of 1950 Subsequently, Senate agreed to Schmitt unprinted amendment No. 1386, as amended.

Page 26874

*Taxes—Periodic Payment Settlement Act:* Senate passed H.R. 5470, insuring periodic payments for damages received on account of personal injuries, after agreeing to the committee amendments, and additional amendments proposed thereto, as follows:

(1) Bradley unprinted amendment No. 1388, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income.

(2) Dole (for Symms) unprinted amendment No. 1389, extending for one year the taxes authorized by law to be collected for the Highway Trust Fund.

(3) Dole (for Stevens) unprinted amendment No. 1390, of a technical nature.

(4) Dole (for Matsunaga) unprinted amendment No. 1391, of a technical nature.

Page 26895

*D.C. Government Act:* Senate passed H.R. 6276, allowing the issuance of revenue bonds to finance college and university programs which provide student educational loans.

Page 26910

*Christopher Columbus Quincentenary Jubilee Commission:* Senate passed S. 2580, establishing the Christopher Columbus Quincentenary Jubilee Commission, after agreeing to committee amendments en bloc.

Page 26910

*Comprehensive Drug Penalty Act:* Committee on the Judiciary was discharged from the further consideration of H.R. 7140, providing for criminal forfeiture of the proceeds of racketeering activity, for the sanction of criminal forfeiture for all felony drug offenses, and facilitate forfeitures in drug related and racketeering cases, and the bill was then passed, as amended by Baker (for Thurmond) unprinted amendment No. 1392, in the nature of a substitute, being the text of S. 2320.

Senate passed S. 2320, providing for criminal forfeiture of the proceeds of racketeering activity, for the sanction of criminal forfeiture for all felony drug offenses, and facilitate forfeitures in drug related and racketeering cases.

Senate insisted on its amendment, requested a conference with the House and appointed as conferees Senators Thurmond, Laxalt, Hatch, Biden and DeConcini.

Senate companion bill, S. 2320, was then indefinitely postponed, and the action taken on this measure was vitiated.

Page 26912

*National Diabetes Month:* Committee on the Judiciary was discharged from further consideration of S.J. Res. 257, designating the month of November 1982, as "National Diabetes Month", and the measure was passed.

Page 26917

*Pacific Salmon Stocks:* Senate agreed to S. Res. 455, instructing the Secretary of Commerce to strengthen and define his position regarding the status of Pacific salmon stocks.

Page 26936

*Private Relief and Gratuities:* Senate passed the following measures en bloc: S. 534, S. 1510, and H.R. 3171, and H.R. 4490, all private relief bills; and S. Res. 481, S. Res. 482, and S. Res. 483, each granting a gratuity to survivors of deceased Senate employees.

Page 26918

*Private Relief Bills:* Senate passed the following private relief bills: S. 596, S. 717, S. 747, S. 1329, S. 1513, S. 2039, S. 2103, and S. 2116.

Page 26918

*Private Relief Bills:* Senate passed the following private relief bills, each with an amendment: S. 369, S. 370. S. 372, S. 374, S. 375, S. 377, S. 379, S. 617 and S. 1465.

Page 26918

*Private Relief Bills:* Senate passed the following private relief bills, each with an amendment in the nature of a substitute: S. 1499, S. 1547, S. 642, S. 1636, and S. 1838.

Page 26921

*Private Relief Bills:* Senate passed with amendments the following private relief bills: S. 273, S. 1470, and S. 2052.

Page 26922

*Private Relief Bills:* Senate passed the following private relief bills: H.R. 684, H.R. 825, H.R. 828, H.R. 1481, H.R. 1783, H.R. 1826, H.R. 1841, H.R. 2193, H.R. 2340, H.R. 2342, H.R. 3451, H.R. 3592, H.R. 4662, H.R. 6811.

Page 26922

*Water Resources Studies:* Senate passed H.R. 6188, authorizing the Secretary of the Interior to engage in a special study to assist the State of Nebraska in establishing water resource development priorities in the Platte River Basin.

Page 26923

*Budget Waiver:* Senate agreed to S. Res. 471, waiving section 402(a) of the Congressional Budget Act with respect to consideration of H.R. 6188, listed above.

Page 26923

*Donation of Federal Personal Property:* Senate passed S. 1444, directing the Administrator of General Services to donate to a State or local government certain property loaned to such government by the Defense Civil Preparedness, with a committee amendment.

Page 26923

*Alcohol Abuse Amendments:* Senate passed S. 2365, authorizing funds for fiscal years 1983 and 1984 for the National Institute on Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism, after agreeing to committee amendments, en bloc.

Page 26924

*Public Health Service Act Amendments:* Senate passed H.R. 6458, amending the Public Health Service Act and related laws consolidating laws relating to the Alcohol, Drug Abuse, and Mental Health Administration, the National Institute of Mental Health, the National Institute of Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2365, as amended.

Senate insisted on its amendments, requested a conference with the House and appointed as conferees Senators Humphrey, Hatch, Denton, Matsunaga, and Riegle.

S. 2365, Senate companion measure, was then indefinitely postponed.

Page 26927

*American Indians and Natives Self-sufficiency:* Senate passed S. 1088, promoting the goal of economic and social self-sufficiency for American Indians, Hawaiian Natives and Alaskan Natives, after agreeing to committee amendments, and a Baker (for Cohen) unprinted amendment No. 1396, in the nature of a substitute, to be treated as text for purposes of additional amendments, which were agreed to as follows:

(1) Baker (for Nickles) unprinted amendment No. 1397, lowering the authorization levels in support to tribal and village governments with regard to economic development.

(2) Baker (for Cohen) unprinted amendment No. 1398, of a technical nature.

Page 26928

*Water Resources Development Feasibility:* Senate passed H.R. 5536, authorizing the Secretary of the Interior to engage in a special study to assist the State of Nebraska in establishing water resource development priorities in the Platte River Basin, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2443, authorizing the Secretary of the Interior to engage in feasibility investigations of certain water resource developments, with Robert C. Byrd (for Melcher) unprinted amendment No. 1395, authorizing a feasibility study of the Muddy Creek Erosion Control project in Montana.

S. 2443, was then indefinitely postponed.

Page 26936

*Transfer of Naval Vessels to Certain Foreign Governments:* Committee on Foreign Relations was discharged from further consideration of H.R. 7115, authorizing the transfer of certain naval vessels to certain foreign governments, and the measure was then passed.

Page 26941

*Federal Buildings Designations:* Committee on Governmental Affairs was discharged from further consideration of H.R. 5941, designating the building known as the Federal Building and United States Courthouse in Greenville, South Carolina, as the

"Clement F. Haynsworth, Jr., Federal Building", the building known as the Quincy Post Office in Quincy, Massachusetts, as the "James A. Burke Post Office", and the United States Post Office Building in Portsmouth, Ohio, as the "William H. Harsha United States Post Office Building", and the measure was then passed.

**Page 26941**

*National Port Week:* Committee on the Judiciary was discharged from further consideration of S.J. Res. 246, designating the week of October 3, 1982 through October 9, 1982, as "National Port Week", and was passed after agreeing to Long unprinted amendment No. 1399, of a technical nature.

**Page 26942**

*National Traffic and Motor Vehicle Programs Authorizations:* Senate passed H.R. 6273, authorizing funds for fiscal years 1983, 1984, and 1985, for programs of the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act.

**Page 26943**

*Budget Waiver:* Senate agreed to S. Res. 433, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6273, listed above.

**Page 26942**

*Federal Construction Contracts:* Senate passed S. 1782, eliminating the practice of "retainage" whereby Federal agencies withhold 10 percent of a contractor's payments until the project is completed, on certain Federal construction contracts, with an amendment in the nature of a substitute.

**Page 26946**

*Fish and Wildlife Programs:* Committee on Environment and Public Works was discharged from further consideration of H.R. 5662, extending the authority and appropriations for certain programs under the Fish and Wildlife Act of 1956, and the measure was then passed.

**Page 26947**

*Agricultural Trade Competitiveness:* Senate agreed to S. Res. 465, expressing the sense of the Senate that the restoration of United States competitiveness in agricultural trade should be pursued through every legitimate means, and without reference to political or economic problems in nonagricultural areas.

**Page 26948**

*Effective Alcohol Traffic Safety Programs:* Senate passed H.R. 6170, establishing by States effective alcohol traffic safety programs, and requiring the Secretary of Transportation to assist State driver licensing officials in exchanging information regarding the motor vehicle driving records of certain individuals.

**Page 26948**

*Use of Surplus Vessels:* Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 4828, making available certain surplus vessels for use by private nonprofit organizations in providing health education, training, care, and technical assistance, and humanitarian services to people of developing countries, and the measure was passed.

**Page 26951**

*Protection of Intelligence Community Employees.* Senate passed with an amendment S. 2552, establishing penalties for the murder, manslaughter, assault, threat against, extortion, or kidnapping of officers or employees within the intelligence community.

**Page 26951**

*Enrollment Corrections:* Senate agreed to H. Con. Res. 420, making technical corrections to H.J. Res. 599, Continuing Appropriations, 1982.

**Page 26968**

*Orphan Drug Act:* Committee on Labor and Human Resources was discharged from further consideration of H.R. 5238, facilitating the development of drugs for rare diseases and conditions and the bill was passed, after agreeing to amendments proposed thereto, as follows:

(1) Hatch unprinted amendment No. 1400, in the nature of a substitute.

(2) Robert C. Byrd (for Heflin) unprinted amendment No. 1401, adding a Patent Term Extension section to title 35 of the U.S. Code.

**Page 26971**

Senate insisted on its amendment, requested a conference with the House and appointed the following conferees: Senators Hatch, Quayle, Hawkins, Kennedy, and Metzenbaum.

*Shopping Center Improvement:* Senate passed S. 2297, improving protection for shopping centers, after agreeing to Hatch unprinted amendment No. 1402, of a technical nature.

**Page 26980**

*Grain Elevator Bankruptcies:* Senate passed S. 3037, expediting the bankruptcy procedures with respect to rural elevators which have gone bankrupt.

**Page 26987**

*Sleeping Bear Dunes National Lakeshore:* Senate passed H.R. 3787, establishing the Sleeping Bear Dunes National Lakeshore in the State of Michigan, after agreeing to Stevens (for McClure) unprinted amendment No. 1403, in the nature of a substitute.

**Page 26988**

*Federal Courts Study Act:* Senate passed S. 675, establishing a Commission to study the jurisdiction of Federal and State courts and to make recommendations with respect to revision of Constitution and

Federal law, after agreeing to a committee amendment in the nature of a substitute.

Page 26991

*Budget Waiver:* Senate agreed to S. Res. 473, waiving section 402(c) of the Congressional Budget Act with respect to consideration of S. 625, listed above.

Page 26991

*Secret Service Protection:* Committee on the Judiciary was discharged from the further consideration of H.R. 4468, authorizing the Secretary of the Treasury to establish zones of protection for certain persons protected by the Secret Service, and the measure was then passed.

Page 26993

*Surplus Agricultural Commodities:* Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 6142, requiring the Commodity Credit Corporation to dispose of Government-owned stocks of agricultural commodities, and the bill was then passed.

Page 26995

*Defense Sales:* Senate passed H.R. 6758, authorizing the sale of defense articles, defense services, and unclassified defense service publications to friendly foreign countries, after agreeing to a committee amendment in the nature of a substitute, and Stevens (for Percy) unprinted amendment No. 1405, of a technical nature.

Page 27006

*Records of Jim Thorpe:* Senate agreed to H. Con. Res. 364, restoring the Olympic records of the late James "Jim" Thorpe.

Page 27007

*Alaska Land Title:* Senate passed H.R. 1281, providing for the conveyance of certain lands in Alaska.

Page 27007

*National Spinal Cord Injury Month:* Committee on the Judiciary was discharged from further consideration of S.J. Res. 249, designating the month of October 1982, as "National Spinal Cord Injury Month", and the measure was passed.

Page 27009

*American Public Transit Association:* Senate agreed to S.J. Res. 268, congratulating the American Public Transit Association on a century of service.

Page 27010

*Perishable Agricultural Commodities:* Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 6865, to suppress unfair and fraudulent practices in the marketing of fresh and frozen fruits and vegetables in interstate and foreign commerce, and the bill was passed.

Page 27016

*Mark Twain National Forest, Missouri:* Senate passed S. 1964, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System.

Page 27019

*Mark Twain National Forest, Missouri:* Senate passed S. 1965, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System.

Page 27019

*Wilderness Area Establishment:* Senate passed S. 2710, establishing a wilderness area in the Hoosier National Forest area, Indiana, with an amendment in the nature of a substitute. Page 27019

*Lands Exchange:* Senate passed H.R. 6029, providing for the Secretary of the Interior to acquire from the State of Indiana certain lands by exchange at the Indiana Dunes National Lakeshore.

Page 27020

*Grand Canyon User Fees:* Senate passed S. 3039, providing for the use of certain fees collected from visitors to the Grand Canyon National Park.

Page 27021

*Wolf Trap Foundation:* Senate passed H.R. 7293, authorizing funds for certain activities of the Wolf Trap Foundation for the Performing Arts.

Page 27023

*White House Conference on Productivity:* Senate passed H.R. 7292, establishing a White House Conference on Productivity.

Page 27023

*Adjournment Resolution:* Senate agreed to H. Con. Res. 421, providing for an adjournment of the House of Representatives and the Senate from Friday, October 1, or Saturday, October 2, to Monday, November 29, 1982.

Page 27169

**Coastal Barrier Resources Act:** Senate disagreed to the amendments of the House to S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, agreed to a conference with the House, and appointed as conferees Senators Stafford, Chafee, Gorton, Randolph, and Moynihan.

Page 26756

**Convention on the Physical Protection of Nuclear Material:** Senate concurred in House amendments to Senate amendments 3, 5, and 8, and receded from its disagreements to amendments 2, 4, 6, and 7, to H.R. 5228, amending title 18 of the U.S. Code to implement the Convention on the Physical Protection of Nuclear Material.

Page 26762

**Partitioning of Certain Indian Lands:** Senate concurred in the amendment of the House to S. 478, providing for the partition or sale of certain restricted Indian lands in the State of Kansas.

Page 26762

**Earthquake Hazards Reduction Act:** Senate concurred in the amendments of the House to S. 2273, authorizing funds for fiscal year 1983 for programs of the Earthquake Hazards Reduction Act, with a Baker (for Schmitt) unprinted amendment No. 1367, eliminating authorization for fiscal year ending September 30, 1984 and reducing authorizations for fiscal year 1983.

Page 26764

**Geographic Distribution of Federal Funds:** Senate concurred in the amendments of the House to S. 2386, providing for the establishment of a system to collect and report data on the geographic distribution of Federal funds for each year by State, county and city area.

Page 26766

**National Home Health Care Week:** Senate concurred in the House amendments to S.J. Res. 113, designating the week of November 28, 1982 through December 4, 1982, as "National Home Health Care Week."

Page 26768

**Environmental Research and Development:** Senate concurred in the House amendments to S. 2577, authorizing funds for fiscal year 1983 for research and development programs conducted by the Environmental Protection Agency, with a Baker (for Gorton) unprinted amendment No. 1370, authorizing funds for programs of environmental monitoring, energy research, indoor air pollution research, and senior environmental assistance to Federal, State, and local environmental agencies.

Page 26770

**Nuclear Regulatory Commission Authorizations—Conference Report:** Senate agreed to the Conference Report on H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission.

Page 26797

**Omnibus Victims Protection Act of 1982:** Senate concurred in the amendments of the House to S. 2420, providing protection to victims and witnesses of crimes, with a Thurmond unprinted amendment in the nature of a substitute.

Page 26803

**Export Trade—Conference Report:** Senate agreed to the Conference Report on S. 734, promoting the formation of U.S. export trading companies to expand export participation by small U.S. companies.

Page 26803

**Coastal Barrier Resources Act—Conference Report:** Senate agreed to the conference report on S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands.

Page 26905

**Copyright Royalties—Conference Report:** Senate agreed to the conference report on H.R. 4441, requiring that registration fees be paid to the Copyright Office when the registration application is filed.

Page 26906

**Missing Children Act—Conference Report:** Senate agreed to the conference report on H.R. 6976, establishing a national clearing house to facilitate the location of missing children.

Page 26907

**Lake Oswego, Oregon:** Senate concurred in the amendment of the House to S. 1573, restoring Lake Oswego, Oregon, as a non-navigable water of the United States.

Page 26908

**Preferential Treatment of Certain Children:** Senate concurred in the amendments of the House to S. 1698, providing preferential treatment in the admission of children of mixed Asian and American heritage (Amerasians).

Page 26910

**Military Construction Appropriations, 1983—Conference Report:** Senate agreed to conference report and concurred in the House amendments to Senate amendments Nos. 1, 8, and 32, to H.R. 6968, appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense.

Page 26958

**Federal Payment Increase—Conference Report:** Senate agreed to the conference report on S. 2457, providing for an increase in the funding level for the Federal payment to the government of the District of Columbia.

Page 26959

**Continuing Appropriations—Conference Report:** Senate concurred in the amendments of the House to the amendments of the Senate Nos. 15, 30, 33, 57, 59, 69, 73, 75, 76, 78, 88, 89, 90, 93, and 100 to H.J. Res. 599, making continuing appropriations through December 17, 1982, and the conference report was agreed to.

Page 26960

**Miscellaneous Revenue Act of 1981—Conference Report:** Senate agreed to conference report on H.R. 4717, amending the effective date provisions of section 402(b)(3) of the Windfall Profit Tax Act of 1980 (P.L. 96-223), to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts.

Page 26983

**Environmental Quality Improvement Act:** Senate concurred in House amendment to Senate amendment to House amendment to text of S. 1210, authorizing funds for fiscal year 1982 for the Council on Environmental Quality.

Page 26989

**Voyagers National Park:** Senate concurred in House amendment to S. 625, revising the boundaries of the Voyagers National Park in Minnesota, with a Stevens (for McClure) unprinted amendment No. 1404, of a technical nature.

Page 26990

**Federal-Aid Highway Act:** Senate concurred in the House amendment to S. 2574, extending authorizations for the Federal-aid highway program.

Page 26993

**Debt Collection Act:** Senate concurred in the House amendments to H.R. 4613, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States.

Page 27013

**Defense Production Act:** Senate concurred in House amendments to S. 2375, extending for 1 year the Defense Production Act, providing availability of authorities necessary to continue improvement in U.S. ability to mobilize resources in times of national emergency.

Page 27023

**Presidential Message:** Senate received a message from the President reporting twenty deferrals of fiscal year 1983 funds totaling $598,780,000, and was referred jointly to the Committees on the Budget, Appropriations, Foreign Relations, Agriculture, Nutrition, and Forestry, Commerce, Science, and Transportation, Armed Services, Energy and Natural Resources, Labor and Human Resources, Finance, and Governmental Affairs. (PM-184)

Page 27048

**Confirmations:** Senate confirmed the following nominations:

George C. Fagg, of Iowa, to be United States Circuit Judge for the Eighth Circuit.

Jay F. Morris, of Maryland, to be Deputy Administrator of the Agency for International Development.

Edward A. Curran, of Maryland, to be Deputy Director of the Peace Corps.

Stephen A. Sharp, of Virginia, to be a Member of the Federal Communications Commission.

Gary L. Jones, of Virginia, to be Under Secretary of Education.

Harry M. Singleton, of the District of Columbia, to be Assistant Secretary for Civil Rights, Department of Education.

Elizabeth H. Adams, of California, Alice W. Algood, of Tennessee, Anne C. Badham, of California, Fucheng R. Hsu, of New Jersey, Craig C. Black, of Pennsylvania, Ann D. Haffner, of Virginia, and Dorothy J. Tyson, of California, each to be a Member of the National Museum Services Board.

Lawrence F. Davenport, of Virginia, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Gary L. Bauer, of Virginia, to be Deputy Under Secretary for Planning and Budget, Department of Education.

Charles L. Heatherly, of Virginia, to be Deputy Under Secretary for Management, Department of Education.

Robert V. Bush, of New Mexico, Joseph Dusenbury, of South Carolina, Hunt Hamill, of Illinois, Henry Viscardi, Jr., of New York, H. Latham Breunig, of Virginia, Michael Marge, of New York, Sandra S. Parrino, of New York, Alvis K. Waldrep, Jr., of Texas, Marian N. Koonce, of California, Justin W. Dart, Jr., of Texas, John S. Erthein, of California, Roxanne S. Vierra, of Colorado, and Carmine R. Lavieri, of Connecticut, each to be a Member of the National Council on the Handicapped.

William A. Webb, of Pennsylvania, to be a Member of the Equal Employment Opportunity Commission.

Walter C. Wallace, of New York, to be a Member of the National Mediation Board.

Elinor M. Hashim, of Connecticut, to be a Member of the National Commission on Libraries and Information Science.

James E. Yonge, of Florida, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Rita M. Rodriguez, of Massachusetts, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Alfred J. Fleischer, Sr., of Missouri, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

Fowler C. West, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

Jeffrey Hart, of New Hampshire, to be a Member of the National Council on the Humanities.

Page 27169

**Nominations:** Senate received the following nominations:

Reginald W. Gibson, of Illinois, to be a Judge of the United States Claims Court.

Romolo J. Imundi, to be United States Marshal for the Southern District of New York.

Edward M. Camacho, presently U.S. Marshal for the District of Guam, to also be United States Marshal for the District of the Northern Mariana Islands.

Francis C. Coleman, of Florida, Perry A. Lambird, of Oklahoma, David I. Olch, of California, and James F. X. O'Rourke, of New York, each to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

William Poole, VII, of Rhode Island, to be a Member of the Council of Economic Advisers.

Manuel H. Johnson, Jr., of Virginia, to be an Assistant Secretary of the Treasury.

Two Navy nominations in the rank of Admiral.

**Page 27169**

**Authority To Receive and Refer Messages:** The Secretary of the Senate is authorized to receive and refer messages from the President of the United States and the House of Representatives during the adjournment of the Senate.

**Page 27016**

**Authority To Sign Measures:** The President of the Senate, President pro tempore, or Acting President pro tempore were authorized to sign duly enrolled bills and joint resolutions during the adjournment of the Senate.

**Page 27016**

**Committee Authority To File Reports:** Senate Committees were authorized to file reports on Monday, October 18, and Monday, November 15 between the hours of 9 a.m. and 3 p.m., during the adjournment of the Senate.

**Page 27015**

**Messages From the President:** **Page 27048**

**Messages From the House:** **Page 27048**

**Measures Referred:** **Page 27050**

**Measures Ordered Placed on Calendar:** **Page 27050**

**Statements on Introduced Bills:** **Page 27053**

**Amendments Submitted for Printing:** **Page 27108**

**Notices of Hearings:** **Page 27109**

**Additional Statements:** **Page 27109**

**Nominations:** **Page 27169**

**Confirmations:** **Page 27170**

**Record Votes:** Four record votes were taken today (total—387).

**Pages 26792, 26843, 26863, 26886**

**Adjournment:** Senate convened at 9:30 a.m., on Friday, October 1, 1982, and in accordance with H. Con. Res. No. 421, adjourned at 2:12 a.m., on Saturday, October 2, 1982, until 12 noon, on Monday, November 29, 1982. **Page 27169**

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following measures:

S. 2204, promoting interstate commerce by prohibiting discrimination in the writing and selling of insurance contracts, with an amendment in the nature of a substitute;

S. 2469, providing for improved international telecommunications, with an amendment in the nature of a substitute;

S. Res. 455, expressing the sense of the Senate with respect to actions to be taken by the Secretary of Commerce to protect Pacific salmon stocks; and

S. 2631, creating a uniform Federal product liability law establishing manufacturer responsibilities and consumer rights in this field, with an amendment in the nature of a substitute.

### COPYRIGHT LAW

*Committee on the Judiciary:* Committee concluded hearings on S. 2044, redefining the "work-made-for-hire" provision of the copyright law, to exclude from its coverage a work composed as (1) a contribution to a collective work, (2) a part of a motion picture or other audiovisual work, and (3) an instructional text, after receiving testimony from Robin Brickman, Graphic Artists Guild, Providence, Rhode Island; June Roth, American Society of Journalists and Authors, Teaneck, New Jersey; Irwin Karp, Authors League of America, and Gabe Perle, Time, Inc., both of New York City; Townsend Hoopes, Association of American Publishers, Washington, D.C.; Elmer Bernstein, Screen Composers of America, Los Angeles, California; and Richard Colby, Twentieth Century Fox Pictures, Beverly Hills, California.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 46 public bills, H.R. 7256–7301; 3 private bills, H.R. 7302–7304; and 17 resolutions, H.J. Res. 620–624, H. Con. Res. 420–427, and H. Res. 605–608 were introduced.

**Page 27430**

**Bills Reported:** Reports were filed as follows:

Report entitled "Unauthorized and Excessive Fees Charged to Small Businessmen for Loan Packaging, Insurance, and Legal Work on SBA Guaranteed Loans" (H. Rept. 97–915);

Report entitled "Problems with Small Business Administration Financial Assistance to Franchises" (H. Rept. 97–916);

Report entitled "Improving the Financial Management and auditing of Federal Assistance Programs: The 'Single Audit' Concept" (H. Rept. 97–917);

Report entitled "Management of the End Stage Renal Disease Program" (H. Rept. 97–918);

Report entitled "Postal Service Electronic Mail: The Price Isn't Right" (H. Rept. 97–919);

Report entitled "Small Business Administration's Variable Interest Rate and Prime Rate Loan Policies: Negative Impact on Small Businesses" (H. Rept. 97–920);

Report entitled "Military Assistance to Civilian Narcotics Law Enforcement: An Interim Report" (H. Rept. 97–921);

Report entitled "Maintaining the Network: Rural Telephone Service and FCC Actions" (H. Rept. 97–922);

Report of the Committee on Banking, Finance and Urban Affairs entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 97–923);

Conference report on S. 734, to encourage exports by facilitating the formation and operation of export trading companies, export trade associations, and the expansion of export trade services generally (H. Rept. 97–924);

H.R. 6772, to revise the boundaries of the Cumberland Island National Seashore and to provide compensation for certain facilities on the seashore, amended (H. Rept. 97–925);

S. 1540, to revise the boundaries of the Saratoga National Historical Park in the State of New York, amended (H. Rept. 97–926);

H.R. 6665, to require the Secretary of the Interior to offer to sell exclusively to small business concerns not less than 30 per centum of the quantity of salvage timber which is harvested from land managed by the Bureau of Land Management and offered for sale in any fiscal year, amended (H. Rept. 97–927);

Conference report on S. 1018, to protect and conserve fish and wildlife resources (H. Rept. 97–928);

Conference report on H.R. 4717, to delay for one year the effective date of certain provisions recognizing gain on certain dispositions of LIFO inventories, to make adjustments in the net operating loss carryback and carryforward rules for the Federal National Mortgage Association, and to require information returns with respect to safe harbor leases (H. Rept. 97–929);

Conference report on H.R. 4441, to amend title 17 of the United States Code with respect to the fees of the Copyright Office (H. Rept. 97–930); and

Conference report on S. 2457, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia (H. Rept. 97–931).

Page 27430

**Journal:** By a yea-and-nay vote of 331 yeas to 26 nays with 4 voting "present", Roll No. 385, the House approved the Journal of Thursday, September 30.

Page 27171

**Environmental Quality:** House agreed to H. Res. 605, directing the Clerk to request the Senate to return to the House S. 1210, amending the Environmental Quality Improvement Act of 1970, together with accompanying papers.

Page 27172

**Balanced Budget Constitutional Amendment:** By a yea-and-nay vote of 236 yeas to 187 nays, Roll No. 387, the House failed to pass H.J. Res. 350, proposing an amendment to the Constitution altering Federal budget procedures (two-thirds not voting in favor).

Rejected a motion to recommit the joint resolution to the Committee on the Judiciary.

Rejected an amendment in the nature of a substitute that sought to require the President to submit a balanced budget, and the Congress to adopt a balanced budget unless it declares a national emergency (rejected by a recorded vote of 77 ayes to 346 noes, Roll No. 386).

H. Res. 604, the rule under which the joint resolution was considered, was agreed to earlier by a voice vote. H. Res. 450, another rule providing for consideration of the resolution, was laid on the table.

Pages 27172, 27218

*Amerasian Children:* House passed S. 1698, to amend the Immigration and Nationality Act to provide preferential treatment in the admission of certain children of United States citizens.

Agreed to sundry technical amendments.

Page 27269

**Government Employees Training:** House agreed to the Senate amendments to H.R. 5145, to amend title 5, United States Code, to provide training opportunities for employees under the Office of the Architect of the Capitol and the Botanic Garden—clearing the measure for the President.

Page 27273

**Late Reports:** Committee on Post Office and Civil Service received permission to have until 5 p.m. Monday, October 4, to file a report on H.R. 7044, to amend title 39, United States Code, to strengthen the investigatory and enforcement powers of the Postal Service by authorizing certain inspection authority and by providing for civil penalties for violations of orders under section 3005 of such title (pertaining to schemes for obtaining money by false representations or lotteries);

Committee on Armed Services received permission to have until midnight Thrusday, October 7, to file a report on H.R. 1856, to authorize the Administration of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense use; and

Committee on Sciences and Technology received permission to have until midnight Tuesday, October 5, to file a report on H.R. 7130, to provide a national policy for engineering, technical, and scientific manpower, to provide for cost sharing by the private sector in training such manpower, and to create a national Coordinating Council on Engineering and Scientific Manpower.

**Page 27275**

**Drug Dependent Federal Offenders:** House disagreed to the Senate amendment to H.R. 3963, to amend the Contract Services for Drug Dependent Federal Offenders Act of 1978 to extend the periods for which funds are authorized to be appropriated—returning the measure to the Senate.

**Page 27275**

**Insular Areas Authorization:** House agreed to the Senate amendments to the House amendments to the Senate amendment to H.R. 5139, to authorize appropriations for certain insular areas of the United States—clearing the measure for the President.

**Page 27275**

**Continuing Appropriations:** By a yea-and-nay vote of 290 yeas to 123 nays, Roll No. 388, the House agreed to the conference report on H.J. Res. 599, making continuing appropriations for the fiscal year 1983.

House receded from its disagreement and concurred in Senate amendments numbered 83, 85, and 86.

House receded from its disagreement and concurred with amendment, in Senate amendments numbered 15, 30, 33, 57, 59, 69, 73, 75, 76, 78, 88, 89, 90, 93, and 100—clearing the measure for Senate action.

Rejected a motion to concur in Senate amendment numbered 83, with an amendment (rejected by a yea-and-nay vote of 128 yeas to 267 nays with 1 voting "present", Roll No. 389).

Subsequently, House agreed to H. Con. Res. 420, authorizing the Clerk to make a correction in the enrollment of H.J. Res. 599.

**Page 27277**

**Coastal Barrier Resources System:** It was made in order to consider at any time the conference report on S. 1018, to protect and conserve fish and wildlife resources.

**Page 27260**

**Late Reports:** Committee on Small Business received permission to have until November 1, 1982, to file two investigative reports.

**Page 27308**

**Military Construction Appropriations:** House agreed to the conference report on H.R. 6968, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1983.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 1, 8, and 32—clearing the measure for Senate action.

**Page 27312**

**NASA Authorization:** By a yea-and-nay vote of 284 yeas to 83 nays, Roll No. 390, the House agreed to the conference report on H.R. 5890, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management—clearing the measure for the President.

**Page 27316**

**EPA Research Authorization:** House agreed to the Senate amendment to the House amendments to S. 2577, to authorize appropriations for environmental research, development, and demonstration for fiscal years 1983 and 1984—clearing the measure for the President.

**Page 27319**

**Miscellaneous Revenue Act:** House agreed to the conference report on H.R. 4717, to dalay for one year the effective date of certain provisions recognizing gain on certain dispositions of LIFO inventories, to make adjustments in the net operating loss carry back and carryforward rules for the Federal National Mortgage Association, and to require information returns with respect to safe harbor leases—clearing the measure for Senate action.

**Page 27322**

**Subchapter S Corporations:** House agreed to the Senate amendments to H.R. 6055, to revise Subchapter S of the Internal Revenue Code of 1954 (relating to small business corporations)—clearing the measure for the President.

**Page 27335**

**Technical Corrections:** Objection was heard to a unanimous-consent request to consider H.R. 6056, to make technical corrections related to the Economic Recovery Tax Act of 1981, the Crude Oil Windfall Profit Tax Act of 1980, and the Installment Sales Revision Act of 1980, with the Senate amendments thereto.

**Page 27337**

**Highways:** Objection was heard to a unanimous-consent request to consider H.R. 3197, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, and to amend the Highway Safety Act of 1966 to authorize appropriations.

Page 27338

**Federal Aid—Highways:** House passed S. 2574, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code.

Agreed to an amendment in the nature of a substitute.

Page 27340

**Depository Institutions:** House agreed to the conference report on H.R. 6267, to revitalize the housing industry by strengthening the financial stability of home mortgage lending institutions and ensuring the availability of home mortgage loans—clearing the measure for the President.

H. Res. 603, the rule providing for the consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 294 yeas to 59 nays, Roll No. 391.

Page 27345

**Earthquake Hazards Authorization:** House agreed to the Senate amendments numbered 1, 3, 4, 5, 6, and 7; and agreed, with an amendment, to Senate amendment numbered 2 to the House amendments to S. 2273, to amend section 7 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7706) to extend authorizations for appropriations—returning the measure to the Senate.

Page 27368

**Job Training Partnership Act:** By a yea-and-nay vote of 339 yeas to 12 nays, Roll No. 392, the House agreed to the conference report on S. 2036, to provide for a job training program—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 127, directing the Secretary of the Senate to make certain corrections in the enrollment of S. 2036.

Page 27368

**Adjournment Resolution:** House agreed to H. Con. Res. 421, providing for an adjournment of the two Houses from Friday, October 1, or Saturday, October 2, to Monday, November 29, 1982.

Page 27379

**Resignations—Appointments:** Notwithstanding any adjournment of the House until Monday, November 29, the Speaker was authorized to accept resignations and to appoint commissions, boards, and committees authorized by law or by the House.

Page 27397

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of December 1.

Page 27380

**Arms Control and Disarmament Authorization:** House agreed to the Senate amendment to H.R. 3467, to authorize appropriations under the Arms Control and Disarmament Act—clearing the measure for the President.

Page 27380

**False Identification:** House disagreed to the Senate amendments to H.R. 6946, to amend title 18 of the United States Code to provide penalties for certain false identification related crimes; and agreed to a conference. Appointed as conferees: Representatives Rodino, Hughes, Kastenmeier, Glickman, Sawyer, Fish, Kindness, and Hyde.

Page 27381

**Export Trading Company Act:** House agreed to the conference report on S. 734, to encourage exports by facilitating the formation and operation of export trading companies, export trade associations, and the expansion of export trade services generally—clearing the measure for the President.

Page 27381

**Victim and Witness Protection:** House agreed to the Senate amendment to the House amendments to S. 2420, to protect victims of crime—clearing the measure for the President.

Page 27386

**Contract Disputes:** House agreed to the Senate amendments to H.R. 1371, to amend section 12 of the Contract Disputes Act of 1978—clearing the measure for the President.

Page 27392

**Christmas Seal Month:** House passed and cleared for the President S.J. Res. 262, to designate the month of November 1982 as "National Christmas Seal Month".

Page 27393

**Diabetes Month:** House passed and cleared for the President S.J. Res. 257, to designate the month of November 1982, as "National Diabetes Month".

Page 27393

**Housing Week:** House passed and cleared for the President S.J. Res. 261, to designate "National Housing Week".

Page 27393

**Coastal Barrier Resources System:** House agreed to the conference report on S. 1018, to protect and conserve fish and wildlife resources—clearing the measure for the President.

Page 27394

**Mashantucket Pequot Indian Claims:** House passed H.R. 6612, to provide for the settlement of land claims of the Mashantucket Pequot Indian Tribe of Connecticut.

Agreed to the committee amendment.

Page 27396

**Oil and Gas Leases:** House passed S. 2146, to extend the lease terms of Federal oil and gas leases W66245, W66246, W66247, and W66250—clearing the measure for the President; and

House passed H.R. 5826, to provide for the reinstatement and validation of United States oil and gas lease numbered W-24153.

Page 27399

**Copyright Fees:** House agreed to the conference report on H.R. 4441, to amend title 17 of the United States Code with respect to the fees of the Copyright Office—clearing the measure for the President.

Page 27401

**Federal Payment to District of Columbia:** House agreed to the conference report on S. 2457, to amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia—clearing the measure for the President.

Page 27402

**Conference on Productivity:** House passed H.R. 7292, to establish a White House Conference on Productivity.

Page 27403

**Presidential Message—Deferrals:** Received and read a message from the President wherein he reports twenty deferrals of fiscal year 1983 funds totaling $598,780,000—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–245).

Page 27404

**Spinal Cord Injury Month:** House passed and cleared for the President S.J. Res. 249, to provide for the designation of the month of October 1982, as "National Spinal Cord Injury Month".

Page 27421

**Wolf Trap:** House passed H.R. 7293, to provide financial assistance to the Wolf Trap Foundation for the Performing Arts for reconstruction of the Filene Center in Wolf Trap Farm Park.

Page 27422

**Salvage Timber Sales:** House passed H.R. 6655, to require the Secretary of the Interior to offer to sell exclusively to small business concerns not less than 30 per centum of the quantity of salvage timber which is harvested from land managed by the Bureau of Land Management and offered for sale any fiscal year.

Agreed to the committee amendments.

Page 27423

**Saratoga Historical Park:** House passed S. 1540, to revise the boundaries of the Saratoga National Historical Park in the State of New York.

Agreed to the committee amendment.

Page 27424

**Cumberland Island Seashore:** House passed H.R. 6882, to revise the boundaries of the Cumberland Island National Seashore and to provide compensation for certain facilities on the seashore.

Agreed to the committee amendment.

Page 27425

**Sleeping Bear Dunes:** House agreed to the Senate amendments to H.R. 3787, to amend sections 10 and 11 of the Act of October 21, 1970 (Public Law 91–479; 16 U.S.C. 460x), entitled "An Act to establish in the State of Michigan the Sleeping Bear Dunes National Lakeshore"—clearing the measure for the President.

Page 27426

**Defense Production Act Extension:** House passed S. 2375, to extend the Defense Production Act of 1950; to amend section 719 of such Act to transfer the authorities and functions of the Cost Accounting Standards Board; to establish a Commission on Strategic and Critical Materials Stock Piling Needs; and to establish a White House Conference on Productivity.

Agreed to an amendment in the nature of a substitute that provides for a six-month extension.

Earlier, objections were heard to unanimous-consent requests to consider S. 2375, with House amendments thereto.

Page 27426

**African Development Fund:** Objection was heard to a unanimous-consent request to consider S. 2398, to provide for increased participation by the United States in the African Development Fund.

Page 27427

**Adjournment:** Met at 10 a.m. October 1 and, pursuant to the provisions of H. Con. Res. 421, adjourned at 2:33 a.m. October 2.

## *Committee Meetings*

### INDIAN POINT NUCLEAR POWER STATION

*Committee on Energy and Commerce:* Subcommittee on Energy Conservation and Power continued hearings on the procedures followed by the NRC in the Indian Point nuclear power facility proceedings. Testimony was heard from Representatives Fish and Gilman; from the following officials of the NRC: Nunzio J. Pallidino, Chairman; Victor Gilinsky, John F. Ahearne, Thomas M. Roberts, and James K. Asselstine, all Commissioners and a public witness.

### COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police met to consider pending business.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Ways and Means:* Subcommittee on Trade concluded hearings on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from Beryl W. Sprinkel, Under Secretary for Monetary Affairs, Department of the Treasury and public witnesses.

# Résumé of Congressional Activity

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

## DATA ON LEGISLATIVE ACTIVITY

January 25 through September 30, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 125 | 120 | . . |
| Time in session | 876 hrs., 03' | 594 hrs., 10' | . . |
| Congressional Record: | | | |
| Pages of proceedings | 12,978 | 8,254 | 21,232 |
| Extension of Remarks | . . | . . | 4,518 |
| Public bills enacted into law | 58 | 71 | 129 |
| Private bills enacted into law | 3 | 13 | 16 |
| Bills in conference | 9 | 12 | . . |
| Bills through conference | 7 | 13 | . . |
| Measures passed, total | 440 | 487 | 927 |
| Senate bills | 125 | 64 | . . |
| House bills | 98 | 200 | . . |
| Senate joint resolutions | 53 | 34 | . . |
| House joint resolutions | 26 | 38 | . . |
| Senate concurrent resolutions | 21 | 14 | . . |
| House concurrent resolutions | 19 | 33 | . . |
| Simple resolutions | 98 | 104 | . . |
| Measures reported, total | *503 | *429 | 932 |
| Senate bills | 236 | 23 | . . |
| House bills | 83 | 286 | . . |
| Senate joint resolutions | 47 | 1 | . . |
| House joint resolutions | 5 | 13 | . . |
| Senate concurrent resolutions | 12 | 2 | . . |
| House concurrent resolutions | 4 | 7 | . . |
| Simple resolutions | 116 | 97 | . . |
| Special reports | 11 | 35 | . . |
| Conference reports | 7 | 31 | . . |
| Measures pending on calendar | 244 | 130 | . . |
| Measures introduced, total | 1,396 | 2,660 | 4,056 |
| Bills | 995 | 1,949 | . . |
| Joint resolutions | 122 | 239 | . . |
| Concurrent resolutions | 68 | 177 | . . |
| Simple resolutions | 211 | 295 | . . |
| Quorum calls | 46 | 24 | . . |
| Yea-and-nay votes | 383 | 234 | . . |
| Recorded votes | . . | 126 | . . |
| Bills vetoed | 1 | 5 | 6 |
| Vetoes overridden | 2 | 2 | 4 |

* These figures include all measures reported, even if there was no accompanying report. A total of 336 reports have been filed in the Senate, a total of 495 reports have been filed in the House.

## DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through September 30, 1982

Army nominations, totaling 35,153, disposed of as follows:

| | |
|---|---|
| Confirmed | 35,152 |
| Withdrawn | 1 |

Navy nominations, totaling 20,785 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 20,785 |

Air Force nominations, totaling 13,840 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 13,840 |

Marine Corps nominations, totaling 2,846, disposed of as follows:

| | |
|---|---|
| Confirmed | 2,846 |

Civilian nominations, totaling 3,277 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 3,140 |
| Unconfirmed | 118 |
| Withdrawn | 11 |
| Superseded by 1982 renomination confirmations | 8 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session) | 75,901 |
| Total confirmed | 75,763 |
| Total unconfirmed | 118 |
| Total withdrawn | 12 |
| Total superseded by 1982 renomination confirmations | 8 |

## *Monday, November 29, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 27660–27749*

**Bills Introduced:** Four bills and two resolutions were introduced, as follows: S. 3041–3044, and S. Res. 495–496.

**Page 27693**

**Bills Reported:** Reports were made as follows:

Reported October 18, 1982, during adjournment of Senate:

Report to accompany S. 1562, establishing the Arctic Research Council to coordinate a comprehensive Arctic research policy. (S. Rept. No. 97–660)

S. Res. 458, expressing the sense of the Senate that the Export-Import Bank of the United States shall be given sufficient authority and shall provide competitive financing for American exports (with additional views). (S. Rept. No. 97–661)

H.R. 7094, imposing a tax on failures to adhere to conditions of determination letters relating to independent management of the assets of multiemployer plans, with an amendment in the nature of a substitute. (S. Rept. No. 97–662)

Special Report on Monetary Policy for 1982. (S. Rept. No. 97–663)

Reported November 15, 1982:

Special Report on the transfer of United States high technology to the Soviet Union and Soviet Bloc nations (with additional views) (S. Rept. No. 97–664)

Report to accompany S. 2127, increasing competition in government contracting by imposing new restrictions on the use of noncompetitive contracts. (S. Rept. No. 97–665)

S. 3041, authorizing funds through fiscal year 1987 for and extending certain programs of the Clean Air Act (with additional, minority, and supplemental views). (S. Rept. No. 97–666)

H.R. 4577, revising certain provisions of the Economic Recovery Act Tax Act (P.L. 97–34) with respect to the taxation of property received by an employee as compensation for services, with amendments. (S. Rept. No. 97–667)

S. 1908, providing for the reinstatement and validation of U.S. oil and gas lease NM–A26947, with amendments. (S. Rept. No. 97–668)

**Page 27692**

**Executive Report:** Senate received the following Executive Report during the adjournment, on November 15, 1982:

Nomination of Martin S. Feldstein, of Massachusetts, to be a Member of the Council of Economic Advisors (together with Minority views). (Exec. Rept. No. 97–65)

**Page 27693**

**Presidential Messages:** Senate received the following messages from the President during the adjournment of the Senate:

Received October 25, 1982:

(1) Transmitting Annual Report of the Railroad Retirement Board for fiscal year 1981. Referred to the Committee on Labor and Human Resources. (PM–185).

(2) Transmitting Report on pay adjustments ordered for the Federal statutory pay systems in October 1982. Referred to the Committee on Governmental Affairs. (PM–186)

(3) Transmitting Annual Report on the Highway Safety Act and the National Traffic and Motor Vehicle Safety Act concerning motor vehicle safety. Referred to the Committee on Commerce, Science, and Transportation. (PM–187)

Received November 1, 1982:

(1) Transmitting Report with respect to developments between May 6 and mid-October 1982, concerning the national emergency with respect to Iran. Referred to the Committee on Banking, Housing, and Urban Affairs. (PM–188)

Received November 5, 1982:

Transmitting Twelfth Annual Report on Hazardous Materials Transportation for calendar year 1981. Referred to the Committee on Commerce, Science, and Transportation. (PM–189)

Received November 8, 1982:

(1) Transmitting notice of extension of national emergency with regard to Iran. Referred to the Committee on Banking, Housing, and Urban Affairs. (PM–190)

Received November 15, 1982:

(1) Transmitting Seventeenth Annual Report of the Department of Housing and Urban Development covering calendar year 1981. Referred to the Committee on Banking, Housing, and Urban Affairs. (PM–191)

(2) Transmitting final report of the National Advisory Council on Economic Opportunity. Referred to the Committee on Labor and Human Resources. (PM–192)

(3) Submitting a memorandum of law describing the nature and extent of authorities available to the President for responding to severe energy supply disruptions or reductions. Referred to the Committee on Energy and Natural Resources. (PM–193)

(4) Transmitting first annual report on Alaska's mineral resources covering 1982. Referred to the

Committee on Energy and Natural Resources. (PM-194)

Received November 18, 1982:

(1) Transmitting Annual Report on the Trade Agreements Program 1981-1982. Referred to the Committee on Finance. (PM-195).

Received October 26, 1982:

Lev E. Dobriansky, of Virginia, to be Ambassador to the Commonwealth of the Bahamas.

Received November 5, 1982:

Samuel F. Hart, of Virginia, to be Ambassador to Ecuador.

Victor M. F. Reyes, of Texas, to be a Commissioner of the United States Parole Commission.

Wendy H. Borcherdt, of California, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education.

Allen Drury, of California, Celeste Holm, of New York, Raymond J. Learsy, of New York, Samuel Lipman, of New York, George L. Schaefer, of California, and Robert Stack, of California, each to be a Member of the National Council on the Arts.

Robert F. Gilkeson, of Pennsylvania, William F. Miller, of California, and William A. Nierenberg, of California, each to be a Member of the National Science Board, National Science Foundation.

Routine lists of Navy and Air Force nominations.

Received November 15, 1982:

Donald P. Hodel, of Oregon, to be Secretary of Energy.

Edward M. Elmendorf, of Vermont, to be Assistant Secretary for Postsecondary Education, Department of Education.

Martha O. Hesse, of Illinois, to be an Assistant Secretary of Energy (Management and Administration).

Peter K. Nunez, to be U.S. Attorney for the Southern District of California.

Katherine D. Ortega, of New Mexico, to be a Commissioner of the Copyright Royalty Tribunal.

E. Robert Wallach, of California, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

Enrique J. Leon, of New York, and Susan W. Liebeler, of California, each to be a Member of the U.S. International Trade Commission.

19 Air Force nominations in the rank of General.

Routine lists of Navy and Air Force nominations.

Received November 19, 1982:

Joseph V. Colaianni, of Maryland, and Robert J. Yock, of Virginia, each to be a Judge of the U.S. Claims Court.

Dwight G. Williams, to be U.S. Marshal for the Northern District of Mississippi.

Charles E. Healey, to be U.S. Marshal for the Eastern District of New York.

Daniel B. Wright, to be U.S. Marshal for the Western District of New York.

David L. Slate, of California, to be General Counsel of the Equal Employment Opportunity Commission.

C. Douglas Dillon, of New Jersey, to be a Member of the National Council on the Arts.

Henry R. Folsom, of Delaware, to be a Commissioner of the Postal Rate Commission.

William G. Simpson, of Illinois, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Kenneth Y. Tomlinson, of New York, to be an Associate Director of the U S. Information Agency.

31 Air Force nominations in the rank of General.

Received November 22, 1982:

Jerome W. Van Gorkom, of Illinois, to be Under Secretary of State for Management.

36 Army nominations in the rank of General.

Routine list of Navy nominations.

Received November 23, 1982:

Paul E. Plunkett, to be U.S. District Judge for the Northern District of Illinois.

John W. Bissell, to be U.S. District Judge for the District of New Jersey.

Frank X. Altimari, to be U.S. District Judge for the District of New York.

Frank W. Bullock, Jr., to be U.S. District Judge for the Middle District of North Carolina.

Sam H. Bell, to be U.S. District Judge for the Northern District of Ohio.

Christine C. Nettesheim, of the District of Columbia, to be a Judge of the U.S. Claims Court.

Received November 24, 1982:

John H. Holdridge, of Maryland, to be Ambassador to the Republic of Indonesia.

Harry N. Walters, of Virginia, to be Administrator of Veterans' Affairs.

Geoffrey M. Alprin, to be an Associate Judge of the Superior Court of the District of Columbia.

Virginia L. Riley, to be an Associate Judge of the Superior Court of the District of Columbia.

Donald L. Dotson, of Pennsylvania, to be a Member of the National Labor Relations Board.

William L. Van Alen, of Pennsylvania, to be a Member of the National Council on the Arts.

**Page 27689**

Communications: **Page 27692**

Statements on Introduced Bills: **Page 27693**

Amendments Submitted for Printing: **Page 27739**

Notices of Hearings: **Page 27740**

Additional Statements: **Page 27740**

Nominations: **Page 27748**

Adjournment: Senate convened at 12 noon, and adjourned at 2:03 p.m., until 2 p.m., on Tuesday, November 30, 1982.

## *Committee Meetings*

No committee meetings were held.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 19 public bills, H.R. 7305–7323; 2 private bills, H.R. 7324 and 7325; and 4 resolutions, H.J. Res. 625, H. Con. Res. 428, and H. Res. 609 and 610 were introduced.

**Page 27822**

**Bills Reported: Reports were filed as follows:**

H.R. 7044, to amend title 39, U.S.C., to strengthen the investigatory and enforcement powers of the Postal Service by authorizing certain inspection authority and by providing for civil penalties for violations of orders under section 3005 of such title (pertaining to schemes for obtaining money by false representations or lotteries), filed on October 4 (H. Rept. 97–932);

H.R. 7130, to provide a national policy for engineering, technical, and scientific manpower, to provide for cost sharing by the private sector in training such manpower, filed on October 5 (H. Rept, 97–933); and

H.R. 7076, to amend title II of the Outer Continental Shelf Act Amendments of 1978, amended, filed on October 7 (H. Rept. 97–934).

**Page 27758**

**Member Sworn:** Representative-elect Katie Hall of Indiana presented herself in the Well of the House and the Speaker administered the Oath of Office.

**Page 27760**

**North Atlantic Assembly:** The Speaker on November 10 appointed as members of the United States Group of the North Atlantic Assembly held November 14–19 in London, England, the following Members on the part of the House: Representatives Phillip Burton, chairman, Hamilton, vice chairman, Brooks, Rose, Oakar, Garcia, Rosenthal, Stark, Broomfield, Whitehurst, Badham, and Roth.

**Page 27762**

**Presidential Veto Message:** Received and read a message from the President wherein he announced his veto of H.R. 1371, to amend section 12 of the Contract Disputes Act of 1978, and explains his reasons therefor—referred to the Committee on the Judiciary and ordered printed (H. Doc. 97–253).

**Page 27762**

**Ellender Fellowship Program:** House passed S. 3002, to increase the authorization of appropriations for the Allen J. Ellender fellowship program.

Agreed to the committee amendment.

Agreed to amend the title.

Subsequently, the House insisted on its amendments and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Ford of Michigan, Andrews, Miller of California, Corrada, Kildee, Williams of Montana, Hawkins, Biaggi, Ratchford, Washington, Smith of Iowa, Goodling, Jeffords, Coleman, Erdahl, Petri, Roukema, DeNardis, Craig, Erlenborn, and Fenwick.

**Page 27767**

**Presidential Messages:** Received and read the following messages from the President:

*Federal pay:* Message transmitting the President's report on the pay adjustments he ordered for the Federal statutory pay systems in October 1982—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 97–254);

*Railroad retirement:* Message transmitting the Annual Report of the Railroad Retirement Board for fiscal year 1981—referred to the Committee on Energy and Commerce;

*Highway and vehicle safety:* Message transmitting the annual reports on the administration of the Highway Safety Act and the National Traffic and Motor Vehicle Safety Act—referred to the Committees on Energy and Commerce and Public Works and Transportation;

*Iran-United States:* Message transmitting the report with respect to developments between the last report of May 6 and mid-October 1982 concerning the national emergency with respect to Iran—referred to the Committee on Foreign Affairs;

*Hazardous materials transportation:* Message transmitting the Twelfth Annual Report on Hazardous Materials Transportation for calendar year 1981—referred to the Committees on Energy and Commerce, Merchant Marine and Fisheries, and Public Works and Transportation;

*Iran emergency:* Message transmitting a notice that the Iran emergency is to continue in effect beyond the November 14, 1982 anniversary date—referred to the Committee on Foreign Affairs;

*Alaska's minerals:* Message transmitting the first annual report on Alaska's mineral resources covering 1982—referred to the Committee on Interior and Insular Affairs;

*HUD:* Message transmitting the Seventeenth Annual Report of the Department of Housing and Urban Development covering the calendar year 1981—referred to the Committee on Banking, Finance and Urban Affairs;

*Severe energy supply:* Message transmitting a memorandum of law, prepared by the Attorney General in consultation with the Secretary of Energy, describing the nature and extent of the authorities available to the President under existing law to respond to a severe energy supply interruption or other substantial reduction in the amount of petroleum products available to the United States—referred to the Committee on Energy and Commerce;

*Economic opportunity:* Message transmitting the Thirteenth and Final Report of the National Advisory Council on Economic Opportunity—referred to the Committee on Education and Labor; and

*U.S. trade policy:* Message transmitting the Twenty-sixth Annual Report on the Trade Agreements Program 1981–1982—referred to the Committee on Ways and Means.

**Page 27768**

**Nuclear Waste Disposal:** House continued consideration of H.R. 3809, the Nuclear Waste Policy Act of 1982; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Thursday, December 2.

By a yea-and-nay note of 333 yeas to 4 nays, Roll No. 393, the House resolved itself into the Committee of the Whole.

Agreed To:

An amendment that extends the deadlines for submission of a proposal for a MRS facility from two years to five years, to require the preparation of an EIS prior to construction of such a facility, and to subject the facility to licensing by the NRC;

An amendment that clarifies that defense facilities and activities will be exempt from the test and evaluation program;

An amendment that requires that the guidelines for site qualification must include transportation and safety factors involved in moving waste to the site;

An amendment that requires that at least three site characterization studies be carried out in at least two different geological media;

An amendment that requires the Department of Energy reclaim land and mitigate environmental impacts caused by site characterization activities once a site has been disqualified; and

An amendment that substitutes a one-House ratification for the bill's two-House override provision of a state's notice of disapproval of the final repository site selection (agreed to by a recorded vote of 190 ayes to 184 noes, Roll No. 396).

Rejected:

An amendment that sought to require a state's notice of disapproval to siting of interim storage facilities within their boundaries be sustained by a majority vote of one House of Congress before it could become effective instead of the bill's requirement of a two-House override (rejected by a recorded vote of 181 ayes to 194 noes, Roll No. 394); and

An amendment that sought to disqualify highly populated areas or areas containing 1,000 or more people per square mile from consideration as potential waste sites (rejected by a recorded vote of 81 ayes to 296 noes, Roll No. 395).

**Page 27770**

**Referrals:** Twenty-three Senate-passed measures were referred to the appropriate House committees.

**Page 27812**

**Lobbyists:** The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the third calendar quarter of 1982, and reports for the second calendar quarter of 1982 received too late to be previously published, that were filed by persons engaged in lobbying activities appear in this issue of the Congressional Record.

**Page 27825**

**Adjournment:** Met at noon and adjourned at 6:54 p.m.

## *Committee Meetings*

### HANDICAPPED INDIVIDUALS SERVICES AND TRAINING ACT

*Committee on Education and Labor:* Subcommittee on Select Education approved for full Committee action an amended H.R. 6820, Handicapped Individuals Services and Training Act.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Tuesday, November 30, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 27937–28027*

**Measures Introduced:** Ten bills and two resolutions were introduced, as follows: S. 3045–3054, S. Con. Res. 128, and S. Res. 497.

**Page 27966**

**Measures Reported:** Reports were made as follows:

S. 2469, providing for improved international telecommunications, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 97–669)

S. Res. 474, waiving section 402(c) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2411, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts.

**Page 27965**

**Antitrust Contributions:** By 67 yeas to 20 nays, Senate agreed to a motion to proceed to the consideration of S. 995, providing for contribution of damages in antitrust price fixing suits, with a committee amendment thereto.

**Page 28019**

A motion to close further debate on the committee amendment was entered, and in accordance with Senate Rule XXII, vote on such motion will occur on Thursday, December 2.

**Page 28026**

A motion to close further debate on the bill was also entered, and in accordance with Senate Rule XXII, vote on such motion will also occur on Thursday, December 2.

**Page 28026**

**Veto Message Indefinitely Postponed:** Senate indefinitely postponed the veto message on S. 2577, Environmental Research, Development and Demonstration Act of 1983.

**Page 28027**

**Presidential Message:** Senate received a message from the President, submitting proposed legislation on highway construction. Referred to the Committee on Finance. (PM–196)

**Page 27956**

**Nominations:** Senate received the following nominations during the adjournment of the Senate:

Received October 20, 1982:

Daniel F. Lopez Romo, to be U.S. Attorney for the District of Puerto Rico.

Matthew Chabal, Jr., to be U.S. Marshal for the Middle District of Pennsylvania.

Manuel J. Justiz, of New Mexico, to be Director of the National Institute of Education.

Douglas A. Fenderson, of Minnesota, to be Director of the National Institute of Handicapped Research.

Two Army nominations in the rank of General.

Routine lists of Air Force and Coast Guard nominations.

Received October 22, 1982:

Edward L. Peck, of California, to be Ambassador to the Islamic Republic of Mauritania.

Betty H. Brake, of Oklahoma, to be Deputy Director of the ACTION Agency.

Edmund T. Dombrowski, of California, to be a Member of the Federal Council on the Aging.

Nanette Fabray MacDougall, of California, to be a Member of the National Council on the Handicapped.

W. Allen Wallis, of New York, to be U.S. Alternate Governor of the International Bank for Reconstruction and Development, of the Inter-American Development Bank, of the Asian Development Bank, and the African Development Fund.

Routine lists of Air Force and Navy nominations.

Received October 26, 1982:

Lev E. Dobriansky, of Virginia, to be Ambassador to the Commonwealth of the Bahamas.

Received November 5, 1982:

Samuel F. Hart, of Virginia, to be Ambassador to Ecuador.

Victor M. F. Reyes, of Texas, to be a Commissioner of the United States Parole Commission.

Wendy H. Borcherdt, of California, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education.

Allen Drury, of California, Celeste Holm, of New York, Raymond J. Learsy, of New York, Samuel Kipman, of New York, George L. Schaefer, of California, and Robert Stack, of California, each to be a Member of the National Council on the Arts.

Robert F. Gilkeson, of Pennsylvania, William F. Miller, of California, and William A. Nierenberg, of California, each to be a Member of the National Science Board, National Science Foundation.

Routine lists of Navy and Air Force nominations.

Received November 15, 1982:

Donald P. Hodel, of Oregon, to be Secretary of Energy.

Edward M. Elmendorf, of Vermont, to be Assistant Secretary for Postsecondary Education, Department of Education.

Martha O. Hesse, of Illinois, to be an Assistant Secretary of Energy (Management and Administration).

Peter K. Nunez, to be U.S. Attorney for the Southern District of California.

Katherine D. Ortega, of New Mexico, to be a Commissioner of the Copyright Royalty Tribunal.

E. Robert Wallach, of California, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

Enrique J. Leon, of New York, and Susan W. Liebeier, of California, each to be a Member of the U.S. International Trade Commission.

Nineteen Air Force nominations in the rank of General.

Routine lists of Navy and Air Force nominations.

Received November 19, 1982:

Joseph V. Colaianni, of Maryland, and Robert J. Yock, of Virginia, each to be a Judge of the U.S. Claims Court.

Dwight G. Williams, to be U.S. Marshal for the Northern District of Mississippi.

Charles E. Healey, to be U.S. Marshal for the Eastern District of New York.

Daniel B. Wright, to be U.S. Marshal for the Western District of New York.

David L. Slate, of California, to be General Counsel of the Equal Employment Opportunity Commission.

C. Douglas Dillon, of New Jersey, to be a Member of the National Council on the Arts.

Henry R. Folsom, of Delaware, to be a Commissioner of the Postal Rate Commission.

William G. Simpson, of Illinois, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Kenneth Y. Tomlinson, of New York, to be an Associate Director of the U.S. Information Agency.

Thirty-one Air Force nominations in the rank of General.

Received November 22, 1982:

Jerome W. Van Gorkom, of Illinois, to be Under Secretary of State for Management.

Thirty-six Army nominations in the rank of General.

Routine list of Navy nominations.

Received November 23, 1982:

Paul E. Plunkett to be U.S. District Judge for the Northern District of Illinois.

John W. Bissell, to be U.S. District Judge for the District of New Jersey.

Frank X. Altimari, to be U.S. District Judge for the District of New York.

Frank W. Bullock, Jr., to be U.S. District Judge for the Middle District of North Carolina.

Sam H. Bell, to be U.S. District Judge for the Northern District of Ohio.

Christine C. Nettesheim, of the District of Columbia, to be a Judge of the U.S. Claims Court.

Received November 24, 1982:

John H. Holdridge, of Maryland, to be Ambassador to the Republic of Indonesia.

Harry N. Walters, of Virginia, to be Administrator of Veterans' Affairs.

Geoffrey M. Alprin, to be an Associate Judge of the Superior Court of the District of Columbia.

Virginia L. Riley, to be an Associate Judge of the Superior Court of the District of Columbia.

Donald L. Dotson, of Pennsylvania, to be a Member of the National Labor Relations Board.

William L. Van Alen, of Pennsylvania, to be a Member of the National Council on the Arts.

**Page 27748**

**Nominations:** Senate today received the following nominations:

Manuel H. Johnson, Jr., of Virginia, to be an Assistant Secretary of the Treasury.

Orville G. Bentley, of Illinois, to be an Assistant Secretary of Agriculture.

Martin S. Feldstein, of Massachusetts, to be a Member of the Council of Economic Advisers.

L. Clair Nelson, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

Caroline H. Hume, of California, to be a Member of the National Museum Services Board.

Edward A. Knapp, of New Mexico, to be Director of the National Science Foundation.

Jean B. S. Gerard, of New York, to be the Representative, and James D. Phillips, of the District of Columbia, to be the Alternate Representative, to the Fourth Extraordinary Session of the General Conference of the United Nations Educational, Scientific, and Cultural Organization.

**Page 28027**

**Nomination Withdrawn:** Senate received notification of the withdrawal of the nomination of Norman Terrell, of California, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency.

**Page 28027**

**Messages From the President:** **Page 27956**

**Messages From the House:** **Page 27959**

**Communications:** **Page 27959**

**Statements on Introduced Bills:** **Page 27966**

**Amendments Submitted for Printing:** **Page 27971**

**Notices of Hearings:** **Page 27971**

**Committee Authority To Meet:** **Page 27971**

**Additional Statements:** **Page 27972**

**Nominations:** **Page 28027**

**Record Vote:** One record vote was taken today. (Total—388)

**Page 28019**

**Recess:** Senate convened at 2 p.m., and recessed at 5:33 p.m., until 10:30 a.m., on Wednesday, December 1, 1982.

## *Committee Meetings*

### APPROPRIATIONS—ENERGY AND WATER

*Committee on Appropriations:* Subcommittee on Energy and Water Development approved for full committee consideration proposed legislation appropriating funds for fiscal year 1983 for energy and water development programs.

### APPROPRIATIONS—FOREIGN ASSISTANCE

*Committee on Appropriations:* Subcommittee on Foreign Operations approved for full committee consideration proposed legislation appropriating funds for fiscal year 1983 for foreign assistance programs.

### PUBLIC LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following proposals:

S. 2955, establishing the Cheaha Wilderness in the Talladega National Forest, Alabama, and H.R. 6011, designating certain lands in Alabama as wilderness areas, after receiving testimony from Senators Heflin and Denton; Representative Nichols; J. Lamar Beasley, Deputy Chief, Programs and Legislation, U.S. Forest Service, Department of Agriculture; Roger Dutton, Lawrence County, Alabama; Luke Slayton, Moulton County Chamber of Commerce, Charles Bordin, and Hershel Spruell, all of

Moulton, Alabama; William Chestnutt, Alabama Forestry Association, and Bob Barker, Bass Anglers Sportsman Society, both of Montgomery, Alabama; Michael Leonard, Alabama Conservancy, and John Randolph, Birmingham Audubon Society, both of Birmingham, Alabama; Marshall Frost, Society for the Wide-Use of Federal Forest Lands, W. E. Bustin, and Ruth Ann Howell, all of Haleyville, Alabama; Larry Robins, Double Springs, Alabama; and Deborah Miller, Red Bay, Alabama;

S. 1117, designating certain lands in the Shasta Trinity National Forest, California, as the Mount Shasta Wilderness, after receiving testimony from Senator Cranston; Deputy Chief J. Lamar Beasley, U.S. Forest Service, Department of Agriculture; Morgan Orwig and Egon Harrasser, both of Save Our Skiing, Redding, California; Judge Chris Stromsness, Dunsmuir, California; Marilee Jordan, Mount Shasta Resource Council, Mount Shasta, California; Russell Shay, California-Nevada Sierra Club, Oakland, California; Stephen M. Stevick, Sierra Club Foundation, San Francisco, California; and Stanley Weidart, Shingletown, California; and

S. 2157, providing for the establishment of the Illinois and Michigan Canal National Heritage Corridor, after receiving testimony from Senators Percy and Dixon; Representative O'Brien; Ray Arnett, Assistant Secretary of the Interior for Fish and Wildlife and Parks; Connie Fetzer, Friends of the I & M Canal Corridor, Ottawa, Illinois; George Overton, Edmund Thornton, Gerald Adelmann, all of the Upper Illinois Valley Association, and Arthur Berry and Judith Stockdale, both of Open Lands Project, all of Chicago, Illinois; David Kenny, Illinois Department of Conservation, Springfield; John Rodgers, Grundy County Industrial Development Corporation, Morris, Illinois; and Robert Stewart, Three Rivers Manufacturers Association, Joliet, Illinois.

### HIGHER USER TAX

*Committee on Finance:* Committee concluded hearings on S. 3044, authorizing funds through fiscal year 1988 to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, after receiving testimony from Drew Lewis, Secretary of Transportation; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; and Ross C. Gaussoin, Bennett C. Whitlock, and Edward V. Kiley, all of the American Trucking Associations, H. C. Heldenfels, Associated General Contractors of America, and Charles N. Brady, American Automobile Association, all of Washington, D.C.

### NATO TROOP WITHDRAWALS

*Committee on Foreign Relations:* Committee concluded hearings on proposals to reduce the level of U.S. forces in Europe and to eliminate or reduce certain NATO security assistance programs, after receiving testimony from Lawrence S. Eagleburger, Under Secretary of State for Political Affairs; and George W. Bader, Deputy Principal Director on NATO Affairs, Department of Defense.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 14 public bills, H.R. 7326–7339; and 3 resolutions, H. Con. Res. 429, and H. Res. 611 and 612 were introduced.

**Page 28118**

**Bills Reported:** Reports were filed as follows:

S. 1986, to provide for the use and distribution of funds awarded the Blackfeet and Gros Ventre Tribes of Indians and the Assiniboine Tribe of the Fort Belknap Indian Community, and others in dockets numbered 250–A and 279–C by the United States Court of Claims, amended (H. Rept. 97–935);

H.R. 6243, to provide for the distribution of Warm Springs judgment funds awarded in docket numbered 198 before the Indian Claims Commission, amended (H. Rept. 97–936);

H.R. 6414, to provide for the use and distribution of funds awarded the Pembina Chippewa Indians in dockets numbered 113, 191, 221, and 246 of the Court of Claims, amended (H. Rept. 97–937); and

H.R. 7155, to settle certain Indian land claims within the State of Florida, amended (H. Rept. 97–938).

**Page 28118**

**House of Representatives Page Board:** House agreed to H. Res. 611, establishing the House of Representatives Page Board for supervision and education of pages.

Subsequently, the Speaker appointed Representatives Minish and Fazio as members of the Page Board and the Minority Leader appointed Representative Myers as a member of the Page Board.

**Page 28031**

**Agriculture Appropriations:** House disagreed to the Senate amendments to H.R. 7072, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1983; and agreed to a conference. Appointed as conferees: Representatives Whitten, Traxler, Alexander, McHugh, Natcher, Hightower, Akaka, Watkins, Smith of Nebraska. Robinson, Myers, Lewis, and Conte.

**Page 28031**

**Nuclear Waste Disposal:** House continued consideration of H.R. 3809, the Nuclear Waste Policy Act of 1982; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue Thursday, December 2.

Agreed To:

An amendment that includes sites contaminated by Atomic Energy Commission activities under the low-level radioactive wastes provisions of the bill; and

An amendment that permits state governors or legislatures to disapprove repository sites.

Rejected:

An amendment that sought to eliminate the DOE requirement for interim storage of an additional 200 metric tons of spent fuel (rejected by a recorded vote of 84 ayes to 308 noes, Roll No. 398), and

An amendment that sought to require the Secretary to set population guidelines that disqualify candidate surface repository sites in highly populated areas (rejected by a recorded vote of 109 ayes to 293 noes, Roll No. 399).

**Page 28032**

**Treasury-Postal Service Appropriations:** By a yea-and-nay vote of 269 yeas to 98 nays, Roll No. 401, the House passed H.R. 7158, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1983.

Agreed to a motion to recommit the bill to the Committee on Appropriations with instructions that it be reported back forthwith with an amendment that withholds 2 percent of total non-mandatory budget authority in the bill, but not to exceed 4 percent per item (agreed to by a yea-and-nay vote of 193 yeas to 172 nays, Roll No. 400).

Agreed To:

An amendment, as amended, that increases by $25 million funds for the United States Customs Service, $30 million of which shall be available for Project Exodus;

An amendment that prohibits use of funds for the closure of the United States Customs facility at Portland, Oregon;

An amendment that prohibits use of IRS funds to curtail taxpayer assistance services below 1982 funding levels; and

An amendment that prohibits use of GSA funds for contracting out certain civil service positions to other than preference eligible veterans.

Rejected:

An amendment that sought to prohibit use of IRS funds to carry out proposed revenue procedures, or parts thereof, relating to the tax-exempt status of private schools;

An amendment that sought to prohibit use of IRS funds to carry out any revenue ruling which prohibits tax exemptions for charitable contributions to religious organizations that are used for educational purposes; and

An amendment that sought to prohibit use of any funds to promulgate new regulations depriving private schools of tax-exempt status.

Points of Order were Sustained Against:

Language in the bill that sought to limit use of OMB funds with respect to the rulemaking authority of any regulatory agency; and

Language in the bill relating to restrictions on use of funds for procurement of hand or measuring tools produced outside the United States.

**Page 28050**

**Presidential Message—Highway Construction:** Received and read a message from the President wherein he transmits proposed legislation to authorize appropriations for the construction of certain highways—referred to the Committee on Public Works and Transportation and the Committee on Ways and Means and ordered printed (H. Doc. 97–259).

**Page 28080**

**Adjournment:** Met at noon and adjourned at 9:07 p.m.

## *Committee Meetings*

### WATERSHED PROJECTS

*Committee on Agriculture:* Subcommittee on Conservation, Credit, and Rural Development approved for full Committee action the following Watershed Projects: Hoyle Creek Watershed, Major County, Oklahoma and Tehachapi Watershed, Kern County, California.

Prior to this action, the Subcommittee held a hearing on the Watershed Projects. Testimony was heard from Representatives English and Thomas; departmental and public witnesses.

### PROCUREMENT OF C–5B and B–1B AIRCRAFT AND THE SALE TO SAUDI ARABIA OF AWACS; GAO REPORT ON LOBBYING ACTIVITIES OF DOD

*Committee on Armed Services:* Subcommittee on Investigations continued hearings concerning the procurement of C–5B and B–1B aircraft and the sale to Saudi Arabia of Airborne Warning and Control System (AWACS) aircraft, with a look into the Department of Defense Analysis in response to the GAO's report of September 29, 1982, "Improper Lobbying Activities by the Department of Defense on the Proposed Procurement of the C–5B Aircraft." Testimony was heard from Charles A. Bowsher, Comptroller General and Frank Carlucci, Deputy Secretary of Defense.

### HISTORIC RHODES TAVERN

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs held a hearing on H. Res. 532, to preserve and restore the first Town Hall of the city of Washington, D.C.—the historic Rhodes Tavern. Testimony was heard from John McCoy, Executive Director, Office of Planning and Development, District of Columbia; Clement Conger, Curator, The White House and public witnesses.

### NATIONAL POLICY FOR ENGINEERING, TECHNICAL AND SCIENTIFIC MANPOWER

*Committee on Education and Labor:* Ordered reported as amended H.R. 7130, to provide a national policy for engineering, technical, scientific manpower, to provide for cost sharing by the private sector in training such manpower, to create a national Coordinating Council on Engineering and Scientific Manpower.

### PRESIDENTIAL CERTIFICATION ON CONDITIONS IN EL SALVADOR

*Committee on Foreign Affairs:* Subcommittee on Inter-American Affairs approved for full Committee action H.R. 7323, with regard to Presidential certifications on conditions in El Salvador.

### HOUSEHOLD GOODS TRANSPORTATION ACT

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation held an oversight hearing on the Household Goods Transportation Act of 1980. Testimony was heard from Edward H. Rastatter, Chief, Regulatory Policy Division, Department of Transportation; Reese H. Taylor, Jr., Chairman, ICC and public witnesses.

### LAND DISPOSAL OF HAZARDOUS WASTES

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on scientific adequacy of EPA's Regulations for Land Disposal of Hazardous Wastes. Testimony was heard from William Sanjour, Chief, Hazardous Waste Implementation Branch, EPA; Dr. Joel Hirschhorn, Project Director, Hazardous Waste Assessment, Office of Technology Assessment and public witnesses.

Hearings continue December 8.

### SMALL CAR SAFETY

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials and the Subcommittee on Investigations and Oversight held a joint hearing on small car safety. Testimony was heard from J. Dexter Peach, Director, Resource, Community and Economic Development, GAO; Michael Finkelstein, Associate Administrator, Research and Development, National Highway Traffic Safety Administration, Department of Transportation and public witnesses.

### EXCHANGE RATE RELATIONSHIP BETWEEN U.S. DOLLAR AND THE JAPANESE YEN

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on the current exchange rate relationship of the United States dollar vis-a-vis the Japanese yen. Testimony was heard from William A. Niskanen, member, Council of Economic Advisers; Eugene Lawson, Deputy Assistant Secretary for International Trade, Department of Commerce; Eleanor Constable, Deputy Assistant Secretary for Bureau of Economic and Business Affairs, Department of State and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, December 1, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 28273–28406*

**Measures Introduced:** Seven bills and four resolutions were introduced, as follows: S. 3055–3061, S.J. Res. 269, S. Con. Res. 129–130, and S. Res. 498.

**Page 28326**

**Measures Reported:** Reports were made as follows:

S. 2631, creating a uniform Federal product liability law establishing manufacturer responsibilities and consumer rights in this field, with an amendment in the nature of a substitute. (S. Rept. No. 97–670)

S. 2204, promoting interstate commerce by prohibiting discrimination in the writing and selling of insurance contracts, with an amendment in the nature of a substitute (with minority views). (S. Rept. No. 97–671)

**Page 28326**

**Measures Passed:**

*United Nations General Assembly Membership:* Committee on Foreign Relations was discharged from the further consideration of H. Con. Res. 322, expressing the sense of the Congress with respect to the U.S. reaction if Israel is illegally denied its right to participate in the United Nations General Assembly or in any United Nations specialized agency, and the measure was then agreed to.

**Page 28348**

*Advancement of Science and Technology in the Communications and Electronics Industry:* Senate agreed to S. Con. Res. 130, expressing the sense of the Congress with respect to scientific and technological superiority of the United States in the area of electronics and communications.

Page 28349

**Antitrust Contributions:** Senate continued consideration of S. 995, providing for contribution of damages in antitrust price fixing suits, with a committee amendment thereto.

Page 28280

A second motion to close further debate on the committee amendment was entered, and in accordance with Senate Rule XXII, vote on such cloture motion will occur on Friday, December 3.

Page 28230

Senate will continue consideration of the bill and committee amendment thereto on Thursday, December 2. After the ascertainment of a required quorum, a cloture vote will occur on the committee amendment, followed with a cloture vote on the bill.

**Commodity Futures Trading Act:** Senate insisted on its amendments to H.R. 5447, authorizing funds for the Commodity Futures Trading Commission, agreed to a conference requested by the House thereon, and appointed as conferees Senators Helms, Dole, Hayakawa, Lugar, Cochran, Huddleston, Pryor, Boren, and Heflin.

Page 28348

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting Report with respect to filling the Strategic Petroleum Reserve. Referred to the Committee on Energy and Natural Resources. (PM-197)

(2) Transmitting Report on the Strategic Petroleum Reserve (SPR) Drawdown Plan. Referred to the Committee on Energy and Natural Resources. (PM-198)

Page 28324

**Nominations:** Senate received the following nominations:

John C. Miller, of Ohio, to be General Counsel of the Federal Labor Relations Authority.

One Navy nomination in the rank of Vice Admiral.

Page 28350

| | |
|---|---|
| **Messages From the President:** | Page 28324 |
| **Messages From the House:** | Page 28324 |
| **Measures Referred:** | Page 28324 |
| **Measures Ordered Placed on Calendar:** | Page 28325 |
| **Statements on Introduced Bills:** | Page 28327 |
| **Amendments Submitted for Printing:** | Page 28334 |
| **Notices of Hearings:** | Page 28335 |
| **Committee Authority To Meet:** | Page 28335 |
| **Additional Statements:** | Page 28335 |
| **Nominations:** | Page 28350 |

**Recess:** Senate convened at 10:30 a.m., and recessed at 6:21 p.m., until 12 noon, on Thursday, December 2, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 28350.)

## *Committee Meetings*

### NOMINATIONS

*Committee on Energy and Natural Resources:* Committee concluded hearings on the nominations of Donald P. Hodel, of Oregon, to be Secretary of Energy, and Martha O. Hesse, of Illinois, to be Assistant Secretary of Energy for Management and Administration, after the nominees testified and answered questions in their own behalf. Mr. Hodel was introduced by Senators Hatfield and Packwood and testimony was received from Senator Baucus; Elihu Bergman, Americans for Energy Independence, Scott Sklar, The Solar Lobby, Rafe Pomerance, Friends of the Earth, Alan Nogee, Environmental Action, and William U. Chandler, Environmental Policy Center, all of Washington, D.C.; Douglas Scott, Sierra Club, San Francisco, California; and Charles Stevens, Fusion Energy, and Susan Kokinda, National Democratic Policy Committee, both of New York City.

### PUBLIC INFRASTRUCTURE EMPLOYMENT PROGRAMS

*Committee on Environment and Public Works:* Committee concluded hearings on options for promoting public infrastructure employment, focusing on the use of construction and repair programs for public facilities to alleviate unemployment, after receiving testimony from Alice M. Rivlin, Director, Congressional Budget Office.

### MIDDLE EAST/LEBANON

*Committee on Foreign Relations:* Committee held hearings on U.S. efforts to bring peace and stability to the Middle East, focusing on the current situation in Lebanon, receiving testimony from Kenneth W. Dam, Deputy Secretary of State.

Hearings were recessed subject to call.

### GUATEMALA

*Committee on Foreign Relations:* Committee met in closed session to consult with Stephen W. Bosworth, Deputy Assistant Secretary of State for Inter-American Affairs on the current situation in Guatemala, but made no announcement.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Lawrence S. Margolis, of Maryland, Haldane R. Mayer, of Virginia, and Reginald W. Gibson, of Illinois, each to be a Judge of the United States Claims Court, after the nominees testified and answered questions in their own behalf. Mr. Margolis was introduced by Senator Sarbanes; Mr. Gibson was introduced by Senator Percy; and Mr. Mayer was introduced by Senator Warner.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 8 public bills, H.R. 7340–7347; and 5 resolutions, H.J. Res. 626, H. Con. Res. 430, and H. Res. 613–615 were introduced.

**Page 28272**

**Bill Reported:** One report was filed as follows: H.R. 2500, to establish a select commission to examine the issues associated with voluntary service, amended (H. Rept. 97–939).

**Page 28271**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Wright to act as Speaker pro tempore for today.

**Page 28157**

**Labor-HHS Appropriations:** By a yea-and-nay vote of 330 yeas to 70 nays, Roll No. 402, the House passed H.R. 7205, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1983.

Agreed To:

An amendment that strikes language in the bill which provided that no payment be made to reimburse State or local expenditures made prior to October, 1978, under title I, IV, X, XIV, XVI, XIX, or XX of the Social Security Act unless a request for reimbursement had been officially transmitted to the Federal Government by the State within one year after the expenditure occurred;

An amendment that prohibits use of appropriated funds to limit legitimate job opportunities for any individual;

An amendment that increases the appropriation for the Occupational Safety and Health Administration by $4 million and strikes language prohibiting use of OSHA funds for contracts for standards development;

An amendment that increases the appropriation for preventive health services, Centers for Disease Control, by $2.6 million; and

An amendment that increases the appropriation for human development services by $25 million.

A point of order was sustained against language in the bill making $3 million available for the Carl Albert Congressional Research and Studies Center.

**Page 28159**

**Futures Trading:** House disagreed to the Senate amendment to H.R. 5447, to extend the Commodity Exchange Act; and asked a conference. Appointed as conferees: Representatives de la Garza, Jones of Tennessee, Bedell, Glickman, Daschle, Dorgan, Harkin, English, Panetta, Wampler, Jeffords, Coleman, Roberts of Kansas, Skeen, Gunderson, and Evans of Iowa; and Representatives Dingell, Wirth, and Broyhill for consideration title I and section 237 of the House bill and section 3 of the Senate amendment.

**Page 28195**

**Presidential Messages:** Received and read the following messages from the President:

*Strategic Petroleum Reserve:* Message reporting that he finds it would not be in the national interest to fill the Strategic Petroleum Reserve at the rate of 300,000 barrels per day during fiscal year 1983—referred to the Committee on Energy and Commerce; and

*SPR drawdown plan:* Message transmitting the Strategic Petroleum Reserve Drawdown Plan, Amendment No. 4, and the Strategic Petroleum Reserve Drawdown and Distribution Report—referred to the Committee on Energy and Commerce.

**Page 28198**

**DOE National Security Programs:** House passed H.R. 6329, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1983.

Agreed to the committee amendments.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill.

H. Res. 567, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Page 28198**

**FTC Authorization:** House passed H.R. 6995, to amend the Federal Trade Commission Act to extend the authorization of appropriations contained in such Act.

Agreed to:

An amendment that clarifies the bill's new definition of unfairness;

An amendment that provides for a moratorium on FTC regulation of State-regulated professions until Congress enacts legislation which expressly gives such authority to the FTC (agreed to by a recorded vote of 245 ayes to 155 noes, Roll No. 404). Rejected a substitute to this amendment that sought to continue FTC jurisdiction over the commercial aspects of State-regulated professions (rejected by a recorded vote of 195 ayes to 208 noes, Roll No. 403); and

An amendment that reduces the authorization levels for the FTC to $60.8 million for fiscal year 1983, $55.1 million in 1984, and $54.6 million in 1985 (agreed to by a recorded vote of 241 ayes to 158 noes, Roll No. 405).

Rejected the Rules Committee amendment that sought to strike the legislative veto provisions.

The Clerk was authorized to make technical and conforming changes in section numbers, punctuation, and cross references in the engrossment of the bill.

H. Res. 587, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Page 28203**

*Adjournment:* Met at 10 a.m. and adjourned at 6:19 p.m.

## *Committee Meetings*

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### REPROGRAMMING

*Committee on Armed Services:* Approved a pending reprogramming.

Prior to this action, the Committee held a hearing on the pending reprogramming. Testimony was heard from Egbert D. Maynard, Jr., Acting Director VHSIC and Electronic Device, Office of the Assistant Secretary for Research and Engineering (Research and Advanced Technology), Department of Defense.

### ELECTRIC BOAT SHIPYARD

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on the break-in at Electric Boat Shipyard at Groton, Connecticut. Testimony was heard from Rear Adm. James H. Webber, Vice Commander, Naval Sea Systems Command, U.S. Navy and a public witness.

### OVERSIGHT-OLYMPIC COMMEMORATIVE COINS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Consumer Affairs and Coinage held an oversight hearing on proposed designs for Olympic Commemorative Coins. Testimony was heard from Angela Buchanan, Treasurer of the United States; J. Carter Brown, Chairman, Commission of Fine Arts; Elvira Clain-Stefanelli, Curator, Numismatic Division, Smithsonian Institution and public witnesses.

### ALTERNATIVE ANTI-INFLATION POLICIES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy held a hearing on Alternative Anti-Inflation Policies. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Ordered reported as amended the following bills: H.R. 6514, Immigration Reform and Control Act of 1982 and H.R. 6820, to provide for the operation of the Helen Keller National Center for Deaf-Blind Youths and Adults, to provide for the operation of the Vinland National Center for Healthsports and Physical Fitness for Handicapped Individuals and certain other centers which assist handicapped individuals in achieving greater independence, and to assure continued national support for other projects and services for the deaf and other handicapped individuals.

### BROADCAST AND MASS MEDIA ISSUES

*Committee on Energy and Commerce:* Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on Broadcast and Mass Media Issues, and Common Carrier Issues. Testimony was heard from the following officials of the FCC: Mark S. Fowler, Chairman and James H. Quello, Joseph R. Fogarty, Anne P. Jones, Mimi Weyforth Dawson, Henry M. Rivera and Stephen Sharp, all Commissioners.

### MISCELLANEOUS MEASURES; HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations approved for full Committee action as amended the following measures: H. Con. Res. 86, to establish a Special Committee on Advisory Opinions from the World Court and H. Con. Res. 428, condemning all forms of religious persecution and discrimination as a violation of human rights.

The Subcommittee also continued hearings on religious persecution as a violation of human rights, Part VIII—The Church in Latin America. Testimony was heard from public witnesses.

Hearings continue December 14.

### CHARTER BILLS; CLAIMS BILLS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended the following bills: H.R. 6348, to recognize the organization known as the National Association of State Directors of Veterans Affairs, Inc., and H.R. 6802, to incorporate the Army and Navy Union of the United States of America.

The Subcommittee also considered private claims bills.

### CIVIL RIGHTS ENFORCEMENT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held an oversight hearing on civil rights enforcement in the Office of Revenue

Sharing. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### OVERSIGHT-MOTOR CARRIER ACT

*Committee on Public Works and Transportation:* Subcommittee on Surface Transportation concluded oversight hearings on the Motor Carrier Act of 1980. Testimony was heard from public witnesses.

### GASOLINE MARKETING

*Committee on Small Business:* Subcommittee on Energy, Environment and Safety Issues Affecting Small Business held a hearing on gasoline marketing. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### COMMITTEE BUSINESS

*Committee on Standards of Official Conduct:* Met to consider pending business.

### FINANCING NEEDS OF THE HIGHWAY TRUST FUND

*Committee on Ways and Means:* Held a hearing on the financing needs of the Highway Trust Fund for fiscal years 1983 through 1986. Testimony was heard from Representatives Howard, Sharp, Smith of Nebraska, Sabo, Clausen, Anderson, Roberts of Kansas, and Bereuter; Andrew L. Lewis, Jr., Secretary of Transportation; John E. Chapoton, Assistant Secretary for Tax Policy, Department of the Treasury, and public witnesses.

## *Joint Meetings*

### ALLOCATION OF RESOURCES TO USSR AND CHINA

*Joint Economic Committee:* Committee held a closed briefing on the allocation of resources to the Soviet Union and China, but made no announcements.

### SMALL BUSINESS CAPITAL FORMATION

*Joint Hearing:* Senate Committee on Small Business held joint hearings with the House Committee on Small Business to review government findings of the Securities and Exchange Commission government-business forum on small business capital formation, focusing on the tax, financing, and capital formation needs of small- and medium-sized businesses, receiving testimony from John R. Evans, Commissioner, Mary E. T. Beach, Associate Director, and Paul Belvin, Chief, Office of Small Business Policy, all of the Securities and Exchange Commission; Frank Swain, Chief Counsel, Office of Advocacy, and Gerald L. Feigen, Director, Finance and Tax Policy Branch, both of the Small Business Administration; Howard Stevenson, Harvard University, Cambridge, Massachusetts; Peter McNeish, National Association of Small Business Investment Companies, Washington, D.C.; and Robert M. Glaser, Freed, Maxick, Sachs and Murphy, Buffalo, New York.

Hearings were recessed subject to call.

# Résumé of Congressional Activity

## SECOND SESSION OF NINETY-SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 25 through November 30, 1982

| | *Senate* | *House* | *Total* |
|---|---|---|---|
| Days in session | 128 | 123 | .. |
| Time in session | 897 hrs., 33' | 625 hrs., 22' | .. |
| Congressional Record: | | | |
| Pages of proceedings | 13,622 | 8,666 | 22 288 |
| Extension of Remarks | .. | .. | 4,805 |
| Public bills enacted into law | 95 | 127 | 222 |
| Private bills enacted into law | 5 | 29 | 34 |
| Bills in conference | 5 | 9 | .. |
| Bills through conference | 12 | 20 | .. |
| Measures passed, total | 562 | 511 | 1,073 |
| Senate bills | 160 | 70 | .. |
| House bills | 1[illegible] | 207 | .. |
| Senate joint resolutions | 65 | 38 | .. |
| House joint resolutions | 30 | 38 | .. |
| Senate concurrent resolutions | 21 | 15 | .. |
| House concurrent resolutions | 22 | 35 | .. |
| Simple resolutions | 110 | 108 | .. |
| Measures reported, total | *549 | *439 | 988 |
| Senate bills | 245 | 26 | .. |
| House bills | 92 | 293 | .. |
| Senate joint resolutions | 47 | 1 | .. |
| House joint resolutions | 5 | 13 | .. |
| Senate concurrent resolutions | 12 | 2 | .. |
| House concurrent resolutions | 4 | 7 | .. |
| Simple resolutions | 122 | 97 | .. |
| Special reports | 14 | 44 | .. |
| Conference reports | 8 | 36 | .. |
| Measures pending on calendar | 168 | 136 | .. |
| Measures introduced, total | 1,469 | 2,768 | 4,237 |
| Bills | 1,049 | 2,033 | .. |
| Joint resolutions | 131 | 245 | .. |
| Concurrent resolutions | 70 | 187 | .. |
| Simple resolutions | 219 | 303 | .. |
| Quorum calls | 46 | 25 | .. |
| Yea-and-nay votes | 368 | 244 | .. |
| Recorded votes | .. | 132 | .. |
| Bills vetoed | 2 | 6 | 8 |
| Vetoes overridden | 2 | 2 | .. |

*These figures include all measures reported, even if there was no accompanying report. A total of 362 reports have been filed in the Senate, a total of 938 have been filed in the House.

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through November 30, 1982

Army nominations, totaling 35,191, disposed of as follows:

| | |
|---|---|
| Confirmed | 35,152 |
| Unconfirmed | 38 |
| Withdrawn | 1 |

Navy nominations, totaling 20,987 (including 332 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 20,785 |
| Unconfirmed | 202 |

Air Force nominations, totaling 15,477 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 13,840 |
| Unconfirmed | 1,637 |

Marine Corps nominations, totaling 2,846, disposed of as follows:

| | |
|---|---|
| Confirmed | 2,846 |

Civilian nominations, totaling 3,400 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 3,182 |
| Unconfirmed | 191 |
| Withdrawn | 12 |
| Superseded by 1982 renomination confirmations | 8 |
| Failed of confirmation on October 2, 1982 | 7 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,295 nominations carried over from the first session) | 77,901 |
| Total confirmed | 75,805 |
| Total unconfirmed | 2,068 |
| Total withdrawn | 13 |
| Total superseded by 1982 renomination confirmations | 8 |
| Total failed of confirmation on October 2, 1982 | 7 |

## *Thursday, December 2, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 28423–28509*

**Measures Introduced:** Nine bills and one resolution were introduced, as follows: S. 3062–3070, and S. Res. 499.

Page 28474

**Measures Passed:**

*Anniversary of the USDA Graduate School:* Senate agreed to H. Con. Res. 412, extending the appreciation of the Congress to the Graduate School, United States Department of Agriculture, on the sixtieth anniversary of the founding of the school.

Page 28507

*American National Red Cross:* Committee on the Judiciary was discharged from the further consideration of H. Con. Res. 376, recognizing the outstanding service and patriotism exhibited by the volunteers of the American National Red Cross during times of war and expressing the gratitude of the Congress for the service of such volunteers, and the measure was then agreed to.

Page 28507

*Department of Transportation Appropriations, 1983:* Senate passed H.R. 7019, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies, after agreeing to committee amendments en bloc and taking action on amendments proposed thereto, as follows:

Page 28443

Adopted:

(1) Andrews unprinted amendment No. 1406, of a technical nature.

Page 28448

(2) D'Amato unprinted amendment No. 1407, providing that no funds under the Act be expended to pay for any travel by the Administrator of the Federal Aviation Administration or his immediate staff as passengers or crew members aboard any Department of Transportation aircraft to any destination served by a regularly scheduled air carrier.

Page 28448

(3) Johnston unprinted amendment No. 1409, allocating funds for a study by the National Academy of Sciences for the purpose of studying wind shear and for increasing the number of windshear sensors at Moisant Airport, Kenner, Louisiana.

Page 28451

(4) Andrews (for Hatfield) unprinted amendment No. 1410, changing the designation for reasonable needs of navigation on the Columbia Slough, Oregon.

Page 28453

(5) Chiles (for Johnston) unprinted amendment No. 1411, providing that no funds in the Act may be used to enforce a prohibition against commercial air service between New Orleans and London.

Page 28454

Rejected:

By 31 yeas to 62 nays, Eagleton-Schmitt unprinted amendment No. 1408, to strike the language which prohibits funds under the Act to a State with a vehicle width limitation other than 102 inches on certain highways.

Page 28450

By 67 yeas to 27 nays, Senate held as germane the committee amendment which prohibits funds under the Act to a State with a vehicle width limitation other than 102 inches on certain highways.

Page 28450

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Andrews, Cochran, Abdnor, Kasten, D'Amato, Hatfield, Chiles, Stennis, Robert C. Byrd, Eagleton, and Proxmire.

Page 28456

S. 2914, Senate companion measure was indefinitely postponed.

**Indefinitely Postponed:** Senate indefinitely postponed the following measures:

S. 1206, authorizing funds for fiscal year 1982 for the Clean Air Act;

S. 1249, providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States;

S. 2260, clarifying the jurisdictional boundaries between the Securities and Exchange Commission and the Commodity Futures Trading Commission;

S. 1992, extending the effects of certain provisions of the Voting Rights Act of 1965;

S. 2601, providing for appointment and authority of the Supreme Court Police;

S.J. Res. 208, relating to Presidential certifications on conditions in El Salvador;

S. 2911, appropriating funds for fiscal year 1983 for Agriculture, Rural Development, and related agencies programs;

S. 505, subjecting imported grapes to the same regulations as table grapes grown in the Coachella Valley of Southern California; and

S. 2965, authorizing the transfer of certain naval vessels to certain foreign governments.

Page 28507

**Antitrust Contributions:** Senate continued consideration of S. 995, providing for contributions of damages in antitrust price fixing suits, with a committee amendment thereto.

Page 28429

By 38 yeas to 58 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on the committee amendment to the bill.

Page 28438

By 44 yeas to 51 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on the bill.

Page 28439

During consideration of this measure today, by 91 yeas to 3 nays, Senate agreed to a motion to request the attendance of absent Senators.

Page 28438

By unanimous consent, the order for a vote on the second cloture motion on the committee amendment was vitiated.

Page 28441

By unanimous consent, S. 995 was returned to the calendar.

Page 28441

**Violent Crime and Drug Enforcement Improvements Act of 1982:** Senate further insisted on its amendments to H.R. 3963, extending authorizations for the Contract Services for Drug Dependent Federal Offenders Act of 1978, requested a conference with the House thereon, and appointed as conferees Senators Thurmond, Mathias, Laxalt, Hatch, Dole, Biden, Kennedy, and Leahy.

Page 28439

**Statement on Introduced Bills:** Page 28474

**Amendments Submitted for Printing:** Page 28492

**Notices of Hearings:** Page 28493

**Committee Authority To Meet:** Page 28493

**Additional Statements:** Page 28493

**Quorum Call:** One quorum call was taken today. (Total—47) Page 28438

**Record Votes:** Five record votes were taken today. (Total—393) Pages 28438, 28439, 28450, 28453

**Recess:** Senate convened at 12 noon, and recessed at 5:59 p.m., until 10:30 a.m., on Friday, December 3, 1982.

## *Committee Meetings*

### GATT CONFERENCE

*Agriculture, Nutrition, and Forestry:* Committee held hearings to discuss a report on the recent Ministerial Conference of the General Agreement on Tariffs and Trade (GATT). Testifying were Senators Helms, Dole, Mattingly, and Grassley; Richard Lyng, Deputy Secretary of Agriculture; and Jack Parsons, National Corn Growers Association, Des Moines, Iowa.

Committee recessed subject to call.

### APPROPRIATIONS—ENERGY AND WATER/FOREIGN ASSISTANCE

*Committee on Appropriations:* Committee ordered favorably reported the following measures:

An original bill appropriating funds for fiscal year 1983 for energy and water development programs; and

An original bill appropriating funds for fiscal year 1983 for foreign assistance programs.

### APPROPRIATIONS—LABOR/HHS/EDUCATION

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and related agencies approved for full committee consideration with amendments the substance of H.R. 7205, appropriating funds for fiscal year 1983 for the Departments of Labor, Health and Human Services, Education, and certain related agencies.

### INDEMNIFICATION OF GOVERNMENT CONTRACTORS

*Committee on the Judiciary:* Subcommittee on Agency Administration resumed oversight hearings on the practicability of indemnifying government contractors, focusing on those cases involving hazardous or nuclear risks, and those cases for which there is a potential for an extremely high liability loss, receiving testimony from William A. Long, Deputy Under Secretary of Defense for Research and Engineering; Theodore A. Johnson, J-Tec Associates, Inc., Cedar Rapids, Iowa; Charles Carey, The Dow Chemical Company, Midland, Michigan; James W. Tobak, Lehigh University, Bethlehem, Pennsylvania; and Robert Wallick and Lawrence P. Stick, both of the American Bar Association, Washington, D.C.

Hearings were recessed subject to call.

### MARTIN LUTHER KING, JR.

*Committee on Rules and Administration:* Committee concluded hearings on S. Con. Res. 32 and H. Con. Res. 153, measures authorizing a bust or statue of Dr. Martin Luther King, Jr., to be placed in the U.S. Capitol, after receiving testimony from Senator Warner; and Representative Bingham.

Committee will consider the above mentioned resolutions on Thursday, December 9.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 9 public bills, H.R. 7348–7356; and 4 resolutions, H. Con. Res. 431 and 432, and H. Res. 616 and 617 were introduced.

**Page 28577**

**Bills Reported:** Reports were filed as follows:

H. Res. 616, providing for the consideration of H.R. 7356, making appropriations for the Department of the Interior and related agencies for fiscal year ending September 30, 1983 (H. Rept. 97–940);

H. Res. 617, providing for the consideration of H.R. 6957, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983 (H. Rept. 97–941);

H.R. 7356, making appropriations for the Department of the Interior and related agencies for fiscal year ending September 30, 1983 (H. Rept. 97–942); and

H.R. 7355, making appropriations for the Department of Defense for the fiscal year ending September 30, 1983 (H. Rept. 97–943). **Page 28577**

**Nuclear Waste Disposal:** House passed H.R. 3809, the Nuclear Waste Policy Act of 1982.

By a yea-and-nay vote of 345 yeas to 6 nays, Roll No. 406, the House resolved itself into the Committee of the Whole.

On a demand for a separate vote, agreed to an amendment that substitutes a one-House ratification for the bill's two-House override provision of a State's notice of disapproval of the final repository site selection (agreed to be a yea-and-nay vote of 213 yeas to 179 nays, Roll No. 409. Previously, this amendment was agreed to in the Committee of the Whole by a recorded vote of 190 ayes to 184 noes, Roll No. 396).

Agreed to the amendment in the nature of a substitute.

Agreed To:

An amendment that strikes the expedited judicial review provision of the bill; and

Two technical amendments.

Rejected:

An amendment that sought to increase the payment to States and Indian tribes for monitoring the research activities relating to the development of a test and evaluation site from 75 percent to both entities to 90 percent for the States and 100 percent for Indian tribes (rejected by a recorded vote of 72 ayes to 321 noes, Roll No. 407);

An amendment that sought to delete the provisions allowing Congress to override a State's disapproval of a repository site;

An amendment that sought to require that any military-only repository site conform to the provisions of the bill which are applicable to the civilian sites (rejected by a recorded vote of 105 ayes to 281 noes, Roll No. 408); and

An amendment that sought to delete the provisions of the bill waiving the environmental impact statement requirements of the National Environmental Protection Act.

Agreed to amend the title.

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary.

**Page 28510**

**Late Reports:** Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 7356, making appropriations for the Department of the Interior and related agencies for fiscal year ending September 30, 1983; and on H.R. 7355, making appropriations for the Department of Defense for the fiscal year ending September 30, 1983.

Conferees received permission to have until midnight, Friday, December 3, to file a conference report on H.R. 7072, making appropriations for the Department of Agriculture, Rural Development, and related agencies programs for the fiscal year ending September 30, 1983.

Committee on Rules received permission to have until midnight tonight to file reports on H. Res. 616, providing for the consideration of H.R. 7356, making appropriations for the Department of the Interior and related agencies for fiscal year ending September 30, 1983; and H. Res. 617, providing for the consideration of H.R. 6957, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983.

**Page 28535**

**DOD Appropriations:** It was made in order to consider on Monday, December 6, or any day thereafter, H.R. 7355, making appropriations for the Department of Defense for the fiscal year ending September 30, 1983.

**Page 28535**

**NRC Authorization:** House rejected the conference report on H.R. 2330, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

Subsequently, the House receded from its disagreement to the Senate amendment and concurred with an amendment—returning the measure to the Senate.

By a yea-and-nay vote of 241 yeas to 148 nays, Roll No. 410, agreed to a motion to reject section 23, relating to the protection of the domestic uranium industry through regulation of feedstock into United States uranium enrichment facilities. Earlier, a point of order against this section was sustained.

By a yea-and-nay vote of 107 yeas to 281 nays, Roll No. 411, rejected a motion to reject section 14, limiting the use of special nuclear material (or, spent fuel) from licensed nuclear power reactors for the production of nuclear explosive devices; section 17, relating to the Department of Energy's authorization to prohibit unauthorized dissemination of certain unclassified information; and section 18, relating to the standards and requirements for the implementation of the Uranium Mill Tailings Radiation Control Act of 1978. Earlier, a point of order against these sections was sustained.

**Page 28557**

**Adjournment:** Met at 10 a.m. and adjourned at 5:47 p.m.

## *Committee Meetings*

### INTERIOR AND DEPARTMENT OF DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Ordered reported the following bills: H.R. 7356, making appropriations for the Department of the Interior and Related Agencies for the fiscal year ending September 30, 1983 and H.R. 7355, making appropriations for the Department of Defense for the fiscal year ending September 30, 1983.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies approved for full Committee action funding for fiscal year 1983 subsidized housing programs.

### CLASSIFIED BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified briefing on the Closely Spaced Basing mode for the MX Missile. The Committee was briefed by Lt. Gen. Lawrence A. Skantze, Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force; Maj. Gen. J. A. Welch, Jr., Assistant Deputy Chief of Staff for Research, Development and Acquisition, Department of the Air Force and Brig. Gen. Gordon Fornell, Special Assistant for MX Matters, Department of the Air Force.

### SALE OF AUTOMOBILES THROUGH OVERSEAS MILITARY EXCHANGES

*Committee on Armed Services:* Subcommittee on Investigations, Nonappropriated Fund Panel, held a hearing on the sale of certain types of automobiles through overseas military exchanges. Testimony was heard from Senator Heinz; Representatives Murtha, Bailey and Foglietta; Richard Strombotne, Chief, Crash Worthiness Division, Office of Vehicle Safety Standards, National Highway Traffic Safety Administration, Department of Transportation; James N. Juliana, Principal Deputy Assistant Secretary for Manpower, Reserve Affairs and Logistics, Department of Defense and a public witness.

### EDUCATION CONSOLIDATION AND IMPROVEMENT ACT AMENDMENTS

*Committee on Education and Labor:* Subcommittee on Elementary, Secondary and Vocational Education held a hearing on technical amendments to Chapter 1 of the Education Consolidation and Improvement Act. Testimony was heard from public witnesses.

### ADULT LITERACY

*Committee on Education and Labor:* Subcommittee on Postsecondary Education held an oversight hearing on adult literacy. Testimony was heard from public witnesses.

### LEAD-POISONING

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on lead-poisoning and children. Testimony was heard from Dr. George Hardy, Assistant Director, Centers for Disease Control, Department of Health and Human Services; Dr. David J. Sencer, Commissioner of Health, City of New York and public witnesses.

### EXPORT CONTROLS EFFECTIVENESS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Africa held a joint hearing on the Effectiveness of U.S. Export Controls with Respect to South Africa: A Mid-Term Assessment. Testimony was heard from Bohdan Denysyk, Deputy Assistant Secretary for Export Administration, Department of Commerce; Princeton Lyman, Deputy Assistant Secretary for African Affairs, Department of State; Carl Thorne, Chief, International Nuclear Affairs Division, Arms Control and Disarmament Agency; James Shea, Director, Office of International Programs, NRC and George Bradley, Principal Deputy Secretary for International Affairs, Department of Energy.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action the following bills: S. 2710, to establish the Charles C. Deam Wilderness in the Hoosier National Forest, Indiana; S. 1964, to designate certain lands in the Mark Twain National

Forest, Missouri, which comprise about seventeen thousand five hundred and sixty-two acres, and known as the Irish Wilderness, as a component of the National Wilderness Preservation System; and S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System.

Prior to this action, the Subcommittee held a hearing on S. 2710 and the following bills: S. 705, to authorize the Secretary of Agriculture to convey certain National Forest System lands; S. 764, to provide for protection of the John Sack cabin, Targhee National Forest in the State of Idaho; S. 835, for the relief of Jerry L. Crow, and S. 1501, entitled the "Educational Mining Act of 1982". Testimony was heard from Representatives Hamilton and Deckard; J. Lamar Beasely, Deputy Chief, Programs and Legislation, U.S. Forest Service, Department of Agriculture and Arnold E. Petty, Deputy Director for Management Services, Bureau of Land Management, Department of the Interior.

## CIVIL RIGHTS ENFORCEMENT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights continued oversight hearings on civil rights enforcement in the Office of Revenue Sharing. Testimony was heard from the following officials of the Office of Revenue Sharing, Department of the Treasury: Michael Hill, Director; Judith A. Denny, Deputy Director, Office of Policy and Compliance; Richard Isen, Chief Counsel, and Treadwell Phippips, Manager, Civil Rights Division.

## OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued oversight hearings on the operation of the Exclusionary Rule. Testimony was heard from public witnesses.

## PANAMA CANAL ACT

*Committee on Merchant Marine and Fisheries:* Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on possible amendment to the Panama Canal Act of 1979 concerning vessel damage claims; status of pending claims; and claims accounting procedures. Testimony was heard from the following officials of the Panama Canal Commission: William R. Gianelli, Chairman, Board of Directors, and Gen. Dennis P. McAuliffe, Administrator, and public witnesses.

## PAY EQUITY—EQUAL PAY

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service, the Subcommittee on Human Resources and the Subcommittee on Compensation and Employee Benefits continued joint hearings on pay equity-equal pay for work of comparable value. Testimony was heard from public witnesses.

## HAZARDOUS WASTE CONTAMINATION OF WATER RESOURCES

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight held an oversight hearing on Hazardous Waste Contamination of Water Resources. Testimony was heard from Anne M. Gorsuch, Administrator, EPA.

## INTERIOR APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving clause 7, Rule XXI against consideration of H.R. 7356, making appropriations for the Department of the Interior and Related Agencies for the fiscal year ending September 30, 1983; waiving clauses 2 and 6 of Rule XXI against specified provisions of the bill. Testimony was heard from Representatives Yates and McDade.

## COMMERCE, JUSTICE AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS

*Committee on Rules:* Granted a rule waiving section 311(a) of the Congressional Budget Act against consideration of H.R. 6957, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983. Testimony was heard from Representatives Smith of Iowa; Luken, O'Brien, Broyhill and Collins of Texas.

## DOE NATIONAL LABORATORIES

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production continued joint hearings on the Department of Energy Laboratories, with emphasis on the future of the Department's Multiprogram Laboratories. Testimony was heard from Dr. Alvin Trivelpiece, Director, Office of Energy Research, Department of Energy and public witnesses.

## GASOLINE MARKETING

*Committee on Small Business:* Subcommittee on Energy, Environment and Safety Issues concluded hearings on gasoline marketing. Testimony was heard from public witnesses.

## *Joint Meeting*

### APPROPRIATIONS—AGRICULTURE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural development and related agencies programs, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Friday, December 3, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 28694–28760*

**Measures Introduced:** Three bills and two resolutions were introduced, as follows: S. 3073–3075, S. Con. Res. 131, and S. Res. 500.

**Page 28743**

**Measures Reported:** Reports were made as follows:

S. 3075, appropriating funds for fiscal year 1983 for foreign assistance programs. (S. Rept. No. 97–672) **Page 28743**

**Measures Passed:**

*Virgin Island Tax Rates:* By 70 yeas to 4 nays, Senate passed H.R. 7093, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income, after agreeing to a committee amendment and the following amendment proposed thereto: **Page 28708**

Dole unprinted amendment No. 1413, extending the effective date of continued payment of disability benefits and to require that a complete medical history be obtained prior to making a final determination.

**Page 28712**

*Clallam Indian Tribe Funds:* Senate passed with amendments S. 1340, providing for the use and distribution of judgment funds awarded to the Clallam Indian Tribe, Washington.

**Page 28730**

*Pembina Chippewa Indians Funds:* Senate passed with amendments S. 1735, providing for the use and distribution of funds awarded the Pembina Chippewa Indians in specified dockets of the U.S. Court of Claims.

**Page 28731**

*Certain Trust Lands:* Senate passed with amendments H.R. 4364, declaring that certain lands in Pima County, Arizona, shall be held in trust by the United States for the Pascua-Yaqui Indian Tribe.

**Page 28732**

*Public Employees' Appreciation Day:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 244, designating January 17, 1983, as "Public Employees' Appreciation Day," and the measure was then passed.

**Page 28733**

*National Children and Television Week:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 264, designating the week of March 13 through March 19, 1983, as "National Children and Television Week," and the measure was then passed.

**Page 28733**

*National Closed-Caption Television Month:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 258, designating December 1982 as "National Closed-Caption Television Month," and the measure was then passed.

**Page 28734**

**Statements on Introduced Bills:** **Page 28743**

**Amendments Submitted for Printing:** **Page 28749**

**Notices of Hearings:** **Page 28750**

**Additional Statements:** **Page 28750**

**Record Vote:** One record vote was taken today. (Total—394)

**Page 28727**

**Recess:** Senate convened at 10:30 a.m., and recessed at 2:59 p.m., until 11 a.m., on Monday, December 6, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 28733.)

## *Committee Meetings*

### CABLE COPYRIGHT ACT

*Committee on Commerce, Science, and Transportation:* Committee concluded joint hearings with the Committee on the Judiciary on H.R. 5949, providing for the continuance of compulsory licensing for cable re-transmission of broadcast signals, reinstituting syndicated exclusivity protection for local broadcasters, and codifying the must-carry rules of the FCC, after receiving testimony from Representative Kastenmeier; Bernard J. Wunder, Jr., Assistant Secretary for Communications and Information, National Telecommunications and Information Administration, Department of Commerce; Thomas E. Wheeler, National Cable Television Association, Edward O. Fritts, National Association of Broadcasters, and Antonio Guernica, National Association of Spanish Broadcasters, all of Washington, D.C.; R. E. Turner, Turner Broadcasting System, Inc., Atlanta, Georgia; Jerry Rose, National Religious Broadcasters, Chicago, Illinois; Henry J. Cauthen, South Carolina ETV Commission, Columbia, South Carolina; Stephen R. Effros, Community Antenna Television Association, Fairfax, Virginia; Bowie K. Kuhn, Commissioner of Baseball, David J. Stern, National Basketball Association, Gilbert Stein, National Hockey League, and Steven E. Ehrhart, United States Football League, all of New York City; Stanley S. Hubbard, United States Satellite Broadcasting Company, Inc., St. Paul, Minnesota; Richard G. Hutcheson, III, American Low Power Television Association, Arlington, Virginia; Tom Thompson, Subscription Television of Greater Washington, McLean, Virginia; Charles F. Dolan, Cablevision Systems, Woodbury, New York; Richard S. Leghorn, Leghorn Telepublishing Corporation, Hyannis, Massachusetts; John A. Serrao, Peyton Broadcasting, Limited, Nampa, Idaho; Peter Martin, Mansfield Television, Inc., Burlington, Vermont; and Roderick H. MacLeod, Commonwealth Cablevision of Massachusetts, Inc., Westfield, Massachusetts.

### SURFACE TRANSPORTATION ACT

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on Title IV of S. 3044 (Surface Transportation Act), relating to truck size and funding for highway safety programs, after receiving testimony from Drew Lewis, Secretary of Transportation; and Ed Kiley, American Trucking Association, R. V. Durham, International Brotherhood of Teamsters, Don Custer, National Industrial Transportation League, Dick Henderson, Private Truck Council, Joe Kopsick, National Association of Independent Insurers, Jim Kimble, American Insurance Association, and Mark Perry, Owner-Operators Independent Drivers Association of America, all of Washington, D.C.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 11 public bills, H.R. 7357–7367; and 3 resolutions, H. Res. 618–620 were introduced.

**Page 28692**

**Report Filed:** One report was filed as follows: H. Res. 620, providing for the consideration of H.R. 6211, Surface Transportation Act of 1982 (H. Rept. 97–944).

**Page 28692**

**Interior Appropriations:** By a yea-and-nay vote of 275 yeas to 73 nays, Roll No. 413, the House passed H.R. 7356, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983.

Agreed to:

An amendment that allows counties or other political subdivisions to use interest earned on timber receipts for any public purpose;

An amendment that strikes language which provided that all refuges within the National Wildlife Refuge System be managed in accord with the provisions of the National Wildlife Refuge System Act;

An amendment that prohibits expenditure of funds for the procurement, leasing, bidding, exploration, or development of certain tracts; and

An amendment that strikes language which prohibited use of funds to conduct or supervise hunting on the Bosque del Apache National Wildlife Refuge when whooping cranes were on the refuge.

H. Res. 616, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 293 yeas to 29 nays, Roll No. 412.

**Page 28634**

**Late Report:** Committee on Rules received permission to have until midnight tonight to file a privileged report.

**Page 28659**

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of December 8.

**Page 28659**

**Adjournment:** Met at 10 a.m. and adjourned at 2:02 p.m.

## *Committee Meetings*

### EPA: WITHHOLDING OF SUPERFUND FILES

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on the EPA: Withholding of Superfund Files. Testimony was heard from Robert Perry, Associate Administrator for Office of Legal and Enforcement Counsel and General Counsel, EPA.

### AMERICANS MISSING IN ACTION IN LAOS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs approved for full Committee action H. Con. Res. 425, to express the sense of the Congress concerning Americans missing in action in Laos.

Prior to this action, the Subcommittee held a hearing on H. Con. Res. 425. Testimony was heard from Representative Foglietta.

### HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations continued joint hearings on reconciling strategic interests and Human Rights in Asia, with emphasis on Asian Democracies. Testimony was heard from public witnesses.

Hearings continue December 9.

### SURFACE TRANSPORTATION ASSISTANCE ACT OF 1982

*Committee on Rules:* Granted a modified open rule providing 1 hour of debate on H.R. 6211, Surface Transportation Assistance Act of 1982. Testimony was heard from Chairmen Howard and Rostenkowski and Representatives Anderson, Reuss, Gaydos, Clausen, Solomon, Conable, Petri, Ritter, Sensenbrenner and Roberts of Kansas.

### SMALL CAR SAFETY

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials and the Subcommittee on Investigations and Oversight concluded joint hearings on small car safety. Testimony was heard from the following officials of the National Highway Traffic Safety Administration, Department of Transportation: Raymond Peck, Jr., Administrator and Michael Finkelstein, Associate Administrator, Research and Development.

### GASOLINE TAX INCREASE

*Committee on Ways and Means:* On December 2, the Committee approved a revenue title to finance H.R. 6211, Surface Transportation Assistance Act of 1982.

## *Joint Meeting*

### EMPLOYMENT/UNEMPLOYMENT

*Joint Economic Committee:* Committee held hearings on the employment/unemployment situation for November, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, December 6, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 28790–28862*

**Measures Introduced:** Five bills and one resolution were introduced, as follows: S. 3076–3080, and S. Res. 501.
**Page 28845**

**Measures Reported:** Reports were made as follows:

S. 3079, appropriating funds for fiscal year 1983 for energy and water development programs. (S. Rept. No. 97–673)
**Page 28835**

**Measures Passed:**

***Budget Act Waiver:*** Senate agreed to S. Res. 439, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2305, listed below.
**Page 28819**

***Federal Oil and Gas Royalty Management Act of 1982:*** Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 5121, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, and the measure was then passed after striking all after the enacting clause and inserting in lieu thereof the text of S. 2305, Senate companion measure, as amended by a committee amendment and McClure unprinted amendment No. 1414, in the nature of a substitute.
**Page 28820**

**Polish Solidarity:** Senate considered S. Res. 501, expressing the sense of the Senate that the American people continue to protest martial law repression in Poland and wish to see it ended, remaining detainees released, and full and free dialogue resumed with the Church and Solidarity; and urging the President to proclaim a national day of solidarity and prayer with the Polish people on the first anniversary of the imposition of martial law.
**Page 28799**

By unanimous consent, a rollcall vote on the resolution will occur on Tuesday, December 7, at 2 p.m.
**Page 28799**

**Budget Act Waiver—Radio Marti:** Senate considered a motion to waive section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba.
**Page 28800**

S. Res. 480, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, was returned to the Committee on Foreign Relations after being ruled out of order pursuant to section 5(a) of Rule XXVI of the Standing Rules of the Senate.
**Page 28801**

Senate will continue consideration of the motion on Tuesday, December 7.

**Presidential Message:** Senate received a message from the President reporting 5 new deferrals of fiscal year 1983 funds totaling $624,650,000 for programs in International Security Assistance and the Department of Housing and Urban Development. Referred jointly to the Committees on Appropriations, Budget, Foreign Relations, Armed Services, Energy and Natural Resources, Finance, Commerce, Science and Transportation, and Veterans' Affairs. (PM–199)
**Page 28835**

**Nominations:** Senate received the following nominations:

Paul D. Wolfowitz, of the District of Columbia, to be an Assistant Secretary of State.

James F. Merow, of Virginia, to be a Judge of the U.S. Claims Court.

Diane Kay Morales, of Texas, to be a Member of the Civil Aeronautics Board.

6 Army nominations in the rank of General.

3 Air Force nominations in the rank of General. **Page 28861**

**Messages from the President:** **Page 28835**

**Messages from the House:** **Page 28835**

**Measures Referred:** **Page 28835**

**Measures Ordered Placed on Calendar:** **Page 28835**

**Communications:** **Page 28840**

**Statements on Introduced Bills:** **Page 28845**

**Amendments Submitted for Printing:** **Page 28850**

**Notices of Hearings:** **Page 28851**

**Committee Authority to Meet:** **Page 28851**

**Additional Statements:** **Page 28851**

**Nominations:** **Page 28861**

**Recess:** Senate convened at 11 a.m., and recessed at 6:32 p.m., until 11 a.m., on Tuesday, December 7, 1932. (For Senate's program see remarks of Senator Baker in today's Record on pages 28790–28791.)

## *Committee Meetings*

### APPROPRIATIONS—INTERIOR

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies began markup of the substance of H.R. 7356, appropriating funds for fiscal 1983 for the Department of the Interior and related agencies programs, but did not complete action thereon, and will meet again tomorrow.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 3044, authorizing funds through fiscal year 1988 to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, with an amendment;

S. 2941, authorizing $3,873,000 for fiscal year ending September 30, 1983, to carry out the provisions of the National Ocean Pollution Planning Act (P.L. 95-273);

S. 3006, establishing a coordinated program for the improvement and use of risk analysis within Federal agencies through research, interagency coordination, and the development of comparative risk strategies, with an amendment;

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of Title IV of S. 3044, listed above; and

A routine list of U.S. Coast Guard nominations, dated October 20, 1982.

### BOARD FOR INTERNATIONAL BROADCASTING

*Committee on Foreign Relations:* Committee concluded hearings to review those programs administered by the Board for International Broadcasting (BIB), after receiving testimony from Frank Shakespeare, Chairman, Board for International Broadcasting; and James L. Buckley, President, Radio Free Europe/Radio Liberty.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Edward L. Peck, of California, to be Ambassador to the Islamic Republic of Mauritania, Kenneth Y. Tomlinson, of New York, to be an Associate Director of the United States Information Agency, Lev E. Dobriansky, of Virginia, to be Ambassador to the Commonwealth of the Bahamas, Samuel F. Hart, of Virginia, to be Ambassador to Ecuador, Victor Blanco, of California, to be a Member of the Board of Directors of the Inter-American Foundation, and John H. Holdridge, of Maryland, to be Ambassador to the Republic of Indonesia, after the nominees testified and answered questions in their own behalf. Mr. Tomlinson was introduced by Senator Warner.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of Frank X. Altimari, to be U.S. District Judge for the Eastern District of New York, Frank W. Bullock, Jr., to be U.S. District Judge for the Middle District of North Carolina, Paul E. Plunkett, to be U.S. District Judge for the Northern District of Illinois, and Joseph V. Colaianni, of Maryland, Robert J. Yock, of Virginia, and Christine C. Nettesheim, of the District of Columbia, each to be a Judge of the U.S. Claims Court, after the nominees testified and answered questions in their own behalf. Mr. Altimari was introduced by Senator D'Amato; Mr. Bullock was introduced by Senators Helms and East; Mr. Plunkett was introduced by Senator Percy; Mr. Colaianni was introduced by Senator Mathais; and Mr. Yock was introduced by Senator Warner.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 9 public bills, H.R. 7368–7376; and 2 resolutions, H.J. Res. 627, and H. Con. Res. 433, were introduced.

**Page 28998**

**Bill Reported:** One report was filed as follows: H.R. 7368, Highway Revenue Act of 1982 (H. Rept. 97–945).

**Page 28998**

**Consent Calendar:** On the call of the Consent Calendar, the House took the following actions:

**Passed and sent to the Senate without amendment:**

*Cow Creek Band:* H.R. 6588, to provide for Federal recognition of the Cow Creek Band of Umpqua Tribe of Indians, and to institute for such tribe those Federal services provided to Indians who are recognized by the Federal Government and who receive such services because of the Federal trust responsibility.

**Passed and sent to the Senate, amended:**

*Devils Lake Sioux lands:* S. 503, to authorize the purchase, sale, and exchange of lands by the Devils Lake Sioux Tribe of the Devils Lake Sioux Reservation, North Dakota;

*Indian funds:* S. 1986, to provide for the use and distribution of funds awarded the Blackfeet and Gros Ventre Tribes of Indians and the Assiniboine Tribe of the Fort Belknap Indian Community, and others, in dockets numbered 250–A and 279–C by the United States Court of Claims. Agreed to amend the title;

*Warm Springs judgment funds:* H.R. 6243, to provide for the distribution of Warm Springs judgment funds awarded in docket numbered 198 before the Indian Claims Commission;

*Pembina Chippewa Indians:* H.R. 6416, to provide for the use and distribution of funds awarded the Pembina Chippewa Indians in dockets numbered 113, 191, 221, and 246 of the Court of Claims. Subsequently, this passage was vacated and S. 1735, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; and

*Florida Indian lands:* H.R. 7155, to settle certain Indian land claims within the State of Florida.

**Passed over without prejudice: H.R. 5652.**

**Page 28863**

**Transportation Appropriations:** House disagreed to the Senate amendments to H.R. 7019, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1983; and agreed to a conference. Appointed as conferees: Representatives Lehman, Sabo, AuCoin, Gray, Ratchford, Whitten, Coughlin, Conte, Edwards of Alabama, and Pursell.

**Page 28871**

**Presidential Message—Deferrals:** Received and read a message from the President wherein he reports 5 new deferrals of fiscal year 1983 funds totaling $624,650,000—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–261).

**Page 28881**

**Surface Transportation Assistance:** By a recorded vote of 262 ayes to 143 noes, Roll No. 421, the House passed H.R. 6211, to authorize appropriations for construction of certain highways in accordance with title 23, United States Code, for highway safety, and for mass transportation in urban and rural areas.

Agreed to a motion to recommit the bill to the Committee on Public Works and Transportation, with instructions to report it back to the House with an amendment to change the time the Secretary has to report to Congress on long-term leverage financing from four to six months after enactment. The bill was reported back forthwith containing the aforesaid amendment.

Agreed to the amendment in the nature of a substitute (text of H.R. 7360).

Agreed To:

An amendment that provides for a minimum allocation to States for apportioned programs to ensure that each State receives 85 percent of the amount attributable to that State paid into the Highway Trust Fund. Rejected a substitute to this amendment that sought to ensure a minimum 90 percent allocation (rejected by a division vote of 8 ayes to 31 noes);

An amendment that provides for a temporary matching fund waiver;

An amendment that strikes language in the highway beautification provisions relating to the need to preserve communications through the outdoor medium;

An amendment that earmarks funds for grants to States for the use of substances from recycled tires in paving materials;

An amendment that provides for a study by the National Academy of Sciences on the cost-effectiveness of the hot dip galvanizing process for the installation, repair, or replacement of exposed structural and miscellaneous steel;

An amendment that requires that at least 10 percent of authorized funds be expended directly with small business concerns owned and controlled by socially and economically disadvantaged individuals;

An amendment that authorizes $50 million during fiscal years 1983–1986 for rail highway crossing demonstration projects;

An amendment that provides for a study on the conversion of methane for use as a fuel for highway vehicles;

An amendment that directs the Secretary to conduct a study of the feasibility of constructing 69 miles of highway in the State of South Carolina;

An amendment that requires the Secretary to apportion to designated recipients funds authorized under mass transportation block grants for operating assistance in fiscal year 1983 within 30 days of enactment;

An amendment, as amended, that provides new Buy America provisions prohibiting use of funds for projects unless steel, cement, and manufactured products used in such projects are produced in the United States (agreed to by a division vote of 54 ayes to 46 noes); and

An amendment (text of H.R. 7368, Highway Revenue Act) that revises the present highway user taxes, increases the gasoline tax by 5 cents, extends the Highway Trust Fund through September 30, 1988, and establishes a mass transit account (agreed to by a recorded vote of 236 ayes to 169 noes, Roll No. 420).

Rejected:

An amendment that sought to strike language providing for contract authority and to require appropriations for all funding (rejected by a recorded vote of 96 ayes to 305 noes, Roll No. 415);

An amendment that sought to strike the new highway beautification provisions and retain provisions in current law, and to require a study on the effectiveness of the Federal Highway Beautification Act;

An amendment that sought to permit States to obligate up to 50 percent of apportioned funds for primary, secondary, and urban roads for maintenance in the first 120 days after enactment and set the Federal share of any maintenance project at 95 percent (rejected by a division vote of 3 ayes to 14 noes);

An amendment that sought to waive Davis-Bacon wage provisions in Federal surface transportation programs (rejected by a recorded vote of 174 ayes to 223 noes, Roll No. 416);

An amendment that sought to restrict Davis-Bacon wage provisions to initial highway construction (rejected by a recorded vote of 191 ayes to 194 noes, Roll No. 417);

An amendment that sought to strike language permitting the Secretary to prioritize allocation of interstate discretionary funds for high cost projects (rejected by a recorded vote of 21 ayes to 329 noes, Roll No. 418);

An amendment that sought to provide that the Davis-Bacon wage provisions should not be used to limit, or in the opinion of the Secretary, have the effect of limiting legitimate job opportunities (rejected by a recorded vote of 149 ayes to 217 noes, Roll No. 419);

An amendment that sought to reinstate the inflation escalator for the interstate transfer program;

An amendment that sought to provide that the amount of non-Federal funds payable on any project would be reduced by 25 percent when the project was constructed in a labor surplus area (rejected by a division vote of 12 ayes to 41 noes); and

An amendment that sought to strike language which would require DOT to withhold certain funds from States failing to enforce the 55 mph speed limit.

The Clerk was authorized to make technical corrections in the engrossment of the bill.

H. Res. 620, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 197 yeas to 194 nays, Roll No. 414.

**Pages H8911, H8975**

**Referrals:** Four Senate-passed measures were referred to the appropriate House committees.

**Pages H8969**

**Adjournment:** Met at 2 p.m. and adjourned at 1:34 a.m., December 7.

## *Committee Meetings*

### OREGON WILDERNESS ACT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended H.R. 7340, Oregon Wilderness Act of 1982.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives AuCoin and Wyden; from the following officials of the U.S. Forest Service, USDA: J. Lamar Beasley, Deputy Chief, Programs and Legislation and George Leonard, Director, Timber Management and public witnesses.

### CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice approved for full Committee action a clean bill to be introduced in lieu of H.R. 4711, Criminal Code Revision Act of 1981.

### SOCIAL SECURITY MISCELLANEOUS AND TECHNICAL IMPROVEMENTS ACT

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing on H.R. 7325, Social Security Miscellaneous and Technical Improvements Act of 1982. Testimony was heard from Paul Simmons, Deputy Commissioner for Programs and Policies, SSA, Department of Health and Human Services; from the following officials of the Department of the Treasury: C. Warren Carter, Deputy Assistant Secretary for Federal Finance and Irvine Faunce, Deputy Commissioner, Bureau of Government Financial Operations and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Tuesday, December 7, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 29133–29219*

**Measures Introduced:** Six bills and three resolutions were introduced, as follows: S. 3081–3086, S.J. Res. 270, and S. Res. 502–503. **Page 29195**

**Measures Reported:** Reports were made as follows:

S. 2611, setting a new minimum monthly readjustment allowance for volunteer leaders of the Peace Corps.

S. Res. 502, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2941, listed below. Referred to the Committee on the Budget.

S. 2941, authorizing funds for the fiscal year ending September 30, 1983, to carry out the provisions of the National Ocean Pollution Planning Act of 1978.

S. 3006, establishing a coordinated program for the improvement and use of risk analysis within Federal agencies through research, interagency coordination, and the development of comparative risk strategies, with an amendment.

**Page 29180**

### Measures Passed

*Bicentennial of Air and Space Flight:* Senate passed S.J. Res. 270, designating 1983 as the Bicentennial of Air and Space Flight.

**Page 29138**

*Polish Solidarity:* By unanimous vote of 96 yeas Senate agreed to S. Res. 501, expressing the sense of the Senate that the American people continue to protest martial law repression in Poland and wish to see it ended, remaining detainees released, and full and free dialogue resumed with the Church and Solidarity; and urging the President to proclaim a national day of solidarity and prayer with the Polish people on the first anniversary of the imposition of martial law.

**Page 29191**

*District of Columbia Appropriations, 1983:* By 71 yeas to 22 nays, Senate passed H.R. 7144, appropriating funds for fiscal year 1983 for the District of Columbia, after taking action on amendments proposed thereto, as follows:

**Page 29147**

Adopted:

(1) D'Amato unprinted amendment No. 1415, conforming the bill to the recommendations of the Committee on Appropriations. **Page 29149**

(2) Eagleton unprinted amendment No. 1416, striking section 128 from the bill, which restricts the use of the District of Columbia Convention Center.

**Page 29151**

Rejected:

By 40 yeas to 54 nays, Leahy-D'Amato unprinted amendment No. 1417, to insert new language in lieu of the language proposed to be stricken by Eagleton unprinted amendment No. 1416.

**Page 29162**

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators D'Amato, Specter, Weiker, Hatfield, Leahy, Bumpers, and Proxmire.

**Page 29167**

**Budget Act Waiver—Radio Marti:** Senate continued consideration of a motion to waive section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba.

**Pages 29144, 29167**

**Presidential Messages:** Senate received the following messages from the President of the United States:

(1) Withdrawing a message transmitted on December 6, 1982 (H. Doc. 97–261), under the Impoundment Control Act of 1974, by which 11 deferrals were reported, and reporting 13 new deferrals of fiscal year 1983 funds totaling $1,569,870,000 and three revisions to existing deferrals increasing the amounts deferred by $1,173,257,000. Referred jointly to the Committee on Appropriations, the Committee on the Budget, the Committee on Foreign Relations, the Committee on Armed Services, the Committee on Energy and Natural Resources, the Committee on Banking, Housing, and Urban Affairs, the Committee on Finance, the Committee on Veterans' Affairs, the Committee on Environment and Public Works, and the Committee on Commerce, Science, and Transportation. (PM–200)

(2) Transmitting the annual report covering efforts of the Department of Energy to implement provisions of the Emergency Energy Conservation Act since its enactment on November 5, 1979. Referred to the Committee on Energy and Natural Resources. (PM–201)

**Page 29180**

**Nominations:** Senate received the following nominations:

W. Paul Thayer, of Texas, to be Deputy Secretary of Defense.

Routine lists of Navy and Air Force nominations. Page 29213

**Messages From the President:** Page 29180

**Messages From the House:** Page 29180

**Measures Referred:** Page 29180

**Communications:** Page 29180

**Statements on Introduced Bills:** Page 29196

**Amendments Submitted for Printing:** Page 29199

**Notices of Hearings:** Page 29199

**Committee Authority to Meet:** Page 29200

**Additional Statements:** Page 29200

**Nominations:** Page 29213

**Record Votes:** Three record votes were taken today. (Total—397) Pages 29144, 29165, 29167

**Recess:** Senate convened at 11 a.m., and recessed at 7:07 p.m., until 9:15 a.m., on Wednesday, December 8, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on pages 29168–29169.)

## *Committee Meetings*

### APPROPRIATIONS—LABOR/HHS/EDUCATION

*Committee on Appropriations:* Committee ordered favorably reported with amendments H.R. 7205, appropriating funds for fiscal year ending September 30, 1983 for the Departments of Labor, Health and Human Services, Education, and related agencies programs.

### APPROPRIATIONS—INTERIOR

*Committee on Appropriations:* Subcommittee on the Interior and Related Agencies approved for full committee consideration with amendments the substance of H.R. 7356, appropriating funds for fiscal year 1983 for the Department of the Interior and related agencies programs.

Full committee will consider the bill on tomorrow.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of William Poole, VII, of Rhode Island, to be a Member of the Council of Economic Advisers, after the nominee, who was introduced by Senators Chafee and Pell, testified and answered questions in his own behalf.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following business items:

S. 1705, permitting temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior, with an amendment;

S. 2308, providing for the conveyance of certain property to the city of Show Low, Arizona, with an amendment in the nature of a substitute;

S. 2715, designating franchise fees paid by concessioners operating in National Park units to be used for improvements in park physical facilities, with an amendment in the nature of a substitute;

S. 2568, clarifying the terms of the repayment contract for the Dallas Creek water project in Colorado;

H.R. 6419, directing the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University and to enable the University to sell or exchange those lands in order to acquire other lands more suitable for educational or recreational purposes;

H.R. 9, prohibiting the issuance of phosphate mining leases on the Osceola National Forest in Florida and designating certain wilderness and national forest lands in Florida, with an amendment in the nature of a substitute;

H.R 5161, designating certain lands in the Monongahela National Forest, West Virginia, as wilderness lands, with an amendment in the nature of a substitute;

S. 2110, designating certain lands in the Beaverhead and Gallatin National Forests in Montana as the Lee Metcalf Wilderness, with amendments;

S. 2955, establishing the Cheaha Wilderness in the Talladega National Forest, Alabama; and

The nominations of Donald P. Hodel, of Oregon, to be Secretary of Energy, and Martha O. Hesse, of Illinois, to be Assistant Secretary of Energy for Management and Administration.

### FEDERAL-AID HIGHWAY PROGRAM

*Committee on Environment and Public Works:* Committee began markup of S. 3043, authorizing funds through fiscal year 1987 for the Federal-aid highway program, but did not complete action thereon, and will meet again tomorrow.

### MINING RECLAMATION

*Committee on Finance:* Subcommittee on Energy and Agricultural Taxation concluded hearings on S. 1911 and S. 2642, bills providing for the establishment of reserves for surface mining land reclamation expenses and for the deduction of amounts added to such reserves, after receiving testimony from Senator Specter; Representative Don Bailey; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Robert J. Moody, Chicago, Illinois, John V. Corra, Skull Point Mine, Kemmerer, Wyoming, and Brian J. Kennedy, Reno, Nevada, all representing the FMC Corporation; Bill Baumann, Wyoming Mining Association, Cheyenne; Tony Gentile, Ohio River Collieries, Bannock, Ohio, representing the Mining and Reclamation Council of America; Joseph Nicholls, Drummond Coal Company, Jasper, Alabama, representing the National Coal Association; Dennis P. Bedell, American Mining Congress, Washington, D.C.; Pete R. Lasusa, Arthur Andersen & Co., New York City; and W. H. Rose, Arch Mineral Corporation, St. Louis, Missouri.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. 3073, providing for the distribution within the United States of the United States Information Agency film entitled "Dumas Malone: A Journey with Mr. Jefferson";

S. 2611, setting a new minimum monthly readjustment allowance for volunteer leaders of the Peace Corps;

S. Res. 500, commending the efforts of the Government of Zimbabwe and their continued pursuit for justice regarding the kidnapping of two Americans in Zimbabwe;

S. Con. Res. 131, expressing the sense of the Congress concerning Americans missing and unaccounted for in Southeast Asia, with amendments; and

The nominations of Richard T. Kennedy, of the District of Columbia, to be Ambassador at Large, Jerome W. Van Gorkom, of Illinois, to be Under Secretary of State for Management, Manfred Eimer, of Maryland, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency, W. Allen Wallis, of New York, to be U.S. Alternate Governor of the International Bank for Reconstruction and Development, of the Inter-American Development Bank, of the Asian Development Bank, and the African Development Fund, E. Robert Wallach, of California, to be a Member of the U.S. Advisory Commission on Public Diplomacy, and William G. Simpson, of Illinois, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Also, Committee began consideration of S. 3052, authorizing funds for fiscal year ending September 30, 1983, for the Board for International Broadcasting (BIB), and S. Con. Res. 126, calling upon the United States Government to support the people of Afghanistan with material assistance in their struggle to be free from foreign domination, but did not complete action thereon.

Prior to this action the Committee concluded hearings on the nominations of Messrs. Kennedy and Van Gorkom, after the nominees testified and answered questions in their own behalf.

## NOMINATIONS

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of Geoffrey M. Alprin, and Virginia L. Riley, each to be an Associate Judge for the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

## NOMINATION

*Committee on Labor and Human Resources:* Committee concluded hearings on the nomination of Donald L. Dotson, of Pennsylvania, to be a Member of the National Labor Relations Board, after the nominee testified and answered questions in his own behalf.

## INDIAN CLAIMS SETTLEMENT

*Select Committee on Indian Affairs:* Committee concluded hearings on the following measures:

S. 2931, providing for a claims judgment in favor of the Cowlitz Indian Tribe of Washington, after receiving testimony from Marsha Williams, Verne Ray, and Stephen Beckham, all on behalf of the Cowlitz General Council, Tacoma, Washington;

S. 2998, declaring that the United States hold in trust certain lands in Nevada for the Las Vegas Paiute Indian Tribe, after receiving testimony from Billy Frye, Margarete Henry, and Carmen Patrick, all of the Las Vegas Paiute Tribe, Las Vegas, Nevada; and Michael Eckstein, Carson City, Nevada; and

S. 2893, providing for the approval of prior transfers and extinguishment of claims and aboriginal title involving the Miccosukee Indian Tribe of Florida, after receiving testimony from S. Bobo Dean, Washington, D.C.; and Ken Tucker, Florida Assistant Attorney General, Tallahassee.

Testimony was also received on all the aforementioned bills from John W. Fritz, Deputy Assistant Secretary of the Interior for Indian Affairs, Robert Pennington, Chief, Branch of Tribal Services, Richard Atwater, Special Assistant to the Secretary of Land and Water Resources, and Thomas Bond, Trust Officer, East Area Office, all of the Bureau of Indian Affairs, Department of the Interior.

## ABSCAM

*Select Committee To Study Law Enforcement Undercover Activities of Components of the Department of Justice:* Committee met in closed session to discuss the committee's final report on alleged abuses relating to the ABSCAM investigation by the Department of Justice, but made no announcement.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 7377–7382; and 1 resolution, H. Res. 621 were introduced.

Page 29130

**Report Filed:** One report was filed as follows: H. Res. 622, providing for the consideration of H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States (H. Rept. 97–946).

Page 29131

**Journal:** By a yea-and-nay vote of 314 yeas to 35 nays, Roll No. 422, the House approved the Journal of Monday, December 6.

Page 29034

**Private Calendar:** On the call of the Private Calendar, the House passed over without prejudice: H.R. 1547, H.R. 1352, H.R. 1830, H.R. 2276, H.R. 2277, and S. 191.

Page 29034

**Joe Pool Lake:** House passed H.R. 7377, to designate the Lakeview Lake project, Mountain Creek, Texas, as the "Joe Pool Lake".

Page 29035

**Defense Appropriations:** House completed all general debate on H.R. 7355, making appropriations for the Department of Defense for the fiscal year ending September 30, 1983; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, December 8.

Agreed To:

An amendment that restores $60 million for the full time manning of personnel for the Army Reserve and the Army National Guard; and

An amendment that deletes all funds ($988 million) for the procurement of the MX missile (agreed to by a recorded vote of 245 ayes to 176 noes, Roll No. 423).

Rejected an amendment that sought to delete all long-lead funding ($248.2 million) for the F/A–18 plane.

Page 29038

**Presidential Messages:** Received and read the following messages from the President:

*Budget deferrals:* Message wherein the President withdraws his message of December 6, 1982 (H. Doc. 97–261) by which 11 deferrals were reported and reports 13 new deferrals of fiscal year 1983 funds totaling $1,569,870,000 and three revisions to existing deferrals increasing the amounts deferred by $1,173,257,000—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–264); and

*Emergency energy conservation:* Message transmitting the annual report covering the efforts of the Department of Energy to implement the Emergency Energy Conservation Act—referred to the Committee on Energy and Commerce.

Page 29093

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 29130

**Adjournment:** Met at 1 p.m. and adjourned at 8:39 p.m.

## *Committee Meetings*

### COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT REGULATIONS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on Community Development Block Grant Entitlement Regulations. Testimony was heard from Harry S. Havens, Assistant Comptroller General for Program Evaluation, GAO; from the following officials of the Department of Housing and Urban Development: John J. Knapp, General Counsel and Stephen J. Bollinger, Assistant Secretary for Community Planning and Development and public witnesses.

### IRANIAN CLAIMS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade held a hearing on Iranian claims. Testimony was heard from James H. Michel, Deputy Legal Advisor, Department of State and J. Raymond Bell, Chairman, Foreign Claims Settlement Commission, Department of Justice.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks approved for full Committee action as amended S. 1661, to authorize the Secretary of the Interior to acquire certain lands by exchange for addition to Effigy Mounds National Monument in the State of Iowa.

Prior to this action, the Subcommittee held a hearing on S. 1661 and the following bills: H.R. 7316, to establish the National Park Visitor Facilities Fund, and H.R. 7366, to establish the Harry S Truman National Historic Site in the State of Missouri. Testimony was heard from Representatives Lujan and Coleman; Russell Dickenson, Director, National Park Service, Department of the Interior and public witnesses.

### FAIR PRACTICES IN AUTOMOTIVE PRODUCTS ACT

*Committee on Rules:* Granted an open rule providing two hours of debate on H.R. 5133, Fair Practices in Automotive Products Act. Testimony was heard from Chairman Dingell and Representatives Ottinger, Florio, Gramm, Gibbons, Pease, Broyhill, Brown of Ohio, Lent, Dannemeyer, Conable and Frenzel.

### IMMIGRATION REFORM AND CONTROL ACT OF 1982

*Committee on Rules:* Heard testimony from Chairman Rodino and Representatives Mazzoli, Schroeder, Frank, McClory, Fish, Kindness, Sawyer, Lungren, Sensenbrenner, McCollum and Shaw but took no action on H.R. 6514, Immigration Reform and Control Act of 1982.

Will continue tomorrow.

## *Joint Meetings*

### COMMODITY FUTURES TRADING—AUTHORIZATIONS

*Conferees* met to resolve the difference between the Senate- and House-passed versions of H.R. 5447, authorizing funds for the Commodity Futures Trading Commission, but did not complete action thereon, and will meet again tomorrow.

### APPROPRIATIONS—AGRICULTURE

*Conferees* met to resolve the differences between the Senate- and House-passed versions of H.R. 7072, appropriating funds for fiscal year ending September 30, 1983 for agriculture, rural development, and related agencies programs, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Wednesday, December 8, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 29254–29431*

**Measures Introduced:** Two bills and four resolutions were introduced, as follows: S. 3087–3088, S. Con. Res. 132, and S. Res. 504–506. **Page 29409**

**Measures Reported:** Reports were made as follows:

S. 2863, extending Federal employees compensation benefits to all Federal jurors, providing the awarding of attorney fees for court-appointed attorneys, and expanding the method of serving jury summons. (S. Rept. No. 97–674)

H.R. 2329, waiving the applicable statutes of limitations relative to certain claims which the Cherokee, Chickasaw and Choctaw Indian Nations of Oklahoma may have against the United States with respect to certain lands and assets.

H.R. 5858, directing the payment of specified sums to named companies in payment of a claim.

H.R. 7205, appropriating funds for fiscal year ending September 30, 1983 for the Departments of Labor, Health and Human Services, Education, and related agencies programs, with amendments.

S. Res. 500, commending the efforts of the Government of Zimbabwe and their continued pursuit for justice regarding the kidnaping of two Americans in Zimbabwe.

S. Res. 504, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of S. 2863, listed above. Referred to the Committee on the Budget.

S. Res. 505, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of H.R. 5858, listed above. Referred to the Committee on the Budget.

S. 3048, establishing penalties for those individuals who adulterate or tamper with food, drug, cosmetic, and other products with intent to cause personal injury, death, or other harm.

S. 3073, providing for the distribution within the United States of the United States Information Agency film entitled "Dumas Malone: A Journey With Mr. Jefferson."

S. Con. Res. 131, expressing the sense of the Congress concerning Americans missing and unaccounted for in Southeast Asia, with amendments.

S. 2568, clarifying the terms of the repayment contract for the Dallas Creek water project in Colorado. (S. Rept. No. 97–675)

H.R. 7356, opportunity funds for the Department of the Interior and related agencies for the fiscal year ending September 30, 1982, with amendments. **Page 29408**

S. Res. 484, waiving section 402 of the Congressional Budget Act of 1974 with respect to the consideration of S. 2719 (title).

**Measures Passed:**

***Authorizing Printing:*** Senate agreed to S. Res. 506, authorizing the printing of a compilation of materials entitled "Guide to Research Collections of Former United States Senators, 1789–1982," as a Senate document. **Page 29398**

***Agency Reports to Congress:*** Committee on Governmental Affairs was discharged from the further consideration of H.R. 6005, discontinuing or amending certain requirements for agency reports to Congress, and the bill was then passed. **Page 29401**

***Shawnee Tribe Judgment Funds:*** Select Committee on Indian Affairs was discharged from the further consideration of H.R. 5795, providing for the use and distribution of funds awarded to the Shawnee Tribe of Indians in Dockets 64, 335, and 338 by the Indian Claims Commission and Docket 64–A by the United States Court of Claims, and the bill was then passed.

**Page 29401**

***Miami Indian Judgment Funds:*** Select Committee on Indian Affairs was discharged from the further consideration of H.R. 5553, providing for the use and disposition of Miami Indian judgment funds in Dockets 124–B and 254 before the United States Court of Claims, and the bill was then passed.

**Page 29401**

***Wyandot Indian Judgment Funds:*** Select Committee on Indian Affairs was discharged from the further consideration of H.R. 6403, providing for the use and distribution of funds to the Wyandot Tribe of Indians in Docket 139 before the Indian Claims Commission and Docket 141 before the United States Court of Claims, and the bill was then passed.

**Page 29401**

***National Jaycee Week:*** Committee on the Judiciary was discharged from the further consideration of S.J. Res. 240, authorizing and requesting the President to designate the week of January 16–22, 1983, as "National Jaycee Week," and the measure was then passed.

**Page 29401**

**Indian Tribal Mineral Resources:** Senate concurred in the amendment of the House to S. 1894, permitting Indian tribes to enter certain agreements for the disposition of tribal mineral resources, with Stevens (for Melcher) unprinted amendment No. 1418.

**Page 29399**

**Drainage Facilities for Non-Indian Lands:** Senate concurred in the amendments of the House to S. 2177, providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands, with Stevens (for McClure) unprinted amendment No. 1419, of a technical nature.

**Page 29402**

**Budget Act Waiver—Radio Marti:** Senate continued consideration of a motion to waive section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba.

**Page 29277**

**Authorizing Return of Papers:** By unanimous consent, the Secretary of the Senate was directed to request that the House of Representatives return to the Senate H.R. 6758, authorizing the sale of defense articles, defense services, and unclassified defense service publications to friendly foreign countries, and that, if and when returned, the Senate Enrolling clerk be directed to make certain corrections therein.

**Page 29403**

**Authority To Receive and Refer:** The Secretary of the Senate was authorized to receive and refer messages during the recess of the Senate over until Thursday, December 9.

**Page 29399**

**Nominations Confirmed:** Senate confirmed the following nominations:

Orville G. Bentley, of Illinois, to be an Assistant Secretary of Agriculture.

**Page 29300**

By 77 yeas to 18 nays, Martin S. Feldstein, of Massachusetts, to be a Member of the Council of Economic Advisers.

**Page 29301**

By 86 yeas to 8 nays, Donald P. Hodel, of Oregon, to be Secretary of Energy.

**Page 29317**

Martha O. Hesse, of Illinois, to be an Assistant Secretary of Energy for Management and Administration.

**Page 29334**

Henry R. Folson, of Delaware, to be a Commissioner of the Postal Rate Commission.

**Page 29335**

**Nominations Considered:** Senate also considered the following nominations, which were not confirmed:

Robert T. Grey, Jr., of Virginia, to be Deputy Director of the United States Arms Control and Disarmament Agency.

**Page 29278**

Elmo R. Zumwalt, Jr., of Virginia, to be a Member of the General Advisory Committee of the United States Arms Control and Disarmament Agency.

**Page 29278**

Richard R. Burt, of the District of Columbia, to be an Assistant Secretary of State.

**Page 29284**

Richard T. McCormack, of the District of Columbia, to be an Assistant Secretary of State.

**Page 29293**

**Nominations Withdrawn:** Senate received notification of the withdrawal of the following nominations:

Harold R. DeMoss, Jr., of Texas, Clarence V. McKee, of the District of Columbia, Annie Laurie Slaughter, of Missouri, Howard H. Dana, Jr., of Maine, William F. Harvey, of Indiana, William J. Olson, of Virginia, George E. Paras, of California, Robert S. Stubbs, II, of Georgia, and William L. Earl of Florida, each to be a Member of the Board of Directors of the Legal Services Corporation. **Page 29278**

**Messages From the House:** **Page 29407**

**Measures Referred:** **Page 29407**

**Measures Ordered Placed on Calendar:** **Page 29408**

**Communications:** **Page 29408**

**Statements on Introduced Bills:** **Page 29410**

**Amendments Submitted for Printing:** **Page 29416**

**Notices of Hearings:** **Page 29417**

**Committee Authority To Meet:** **Page 29417**

**Additional Statements:** **Page 29417**

**Confirmations:** **Page 29431**

**Record Vote:** Two record votes were taken today. (Total—399) **Pages 29317–39335**

**Recess:** Senate convened at 9:15 a.m., and recessed at 7:24 p.m., until 9:45 a.m., on Thursday, December 9, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on pages 29430–29431.)

## *Committee Meetings*

### MX MISSILE

*Committee on Armed Services:* Committee held hearings on the MX missile and associated Presidential basing decisions, receiving testimony from Caspar W. Weinberger, Secretary of Defense; General John W. Vessey, Jr., USA, Chairman, Joint Chiefs of Staff; Eugene V. Rostow, Director, Arms Control and Disarmament Agency; Edward Rowny, START negotiator; and George A. Keyworth, Director, Office of Technology and Assessment.

Hearings continue on Friday, December 10.

### APPROPRIATIONS—INTERIOR

*Committee on Appropriations:* Committee ordered favorably reported, with amendments, H.R. 7356, appropriating funds for fiscal year ending September 30, 1983, for the Department of the Interior and related agencies programs.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of George W. Douglas, of Texas, to be a Federal Trade Commissioner, after the nominee testified and answered questions in his own behalf.

### FEDERAL-AID HIGHWAY PROGRAM

*Committee on Environment and Public Works:* Committee ordered favorably reported with amendments S. 3043, authorizing funds through fiscal year 1987 for the Federal-aid highway program.

### NOMINATIONS

*Committee on Finance:* Committee ordered favorably reported the nomination of Manuel H. Johnson, Jr., of Virginia, to be an Assistant Secretary of the Treasury.

Prior to this action, the committee concluded hearings on the nomination of Mr. Johnson, after the nominee, who was introduced by Senator Harry F. Byrd, Jr., testified and answered questions in his own behalf. Also, committee began hearings on the nominations of Enrique J. Leon, of New York, and Susan W. Liebeler, of California, both to be Members of the International Trade Commission, where the nominees testified and answered questions in their own behalf. Mr. Leon was introduced by Senator Moynihan.

Hearings were recessed subject to call.

### SURFACE TRANSPORTATION ACT

*Committee on Finance:* Committee met in evening session to mark up S. 3044, authorizing funds through fiscal year 1988 to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund.

### NOMINATIONS

*Committee on Foreign Relations:* On Tuesday, December 7, the committee ordered favorably reported the nominations of Edward L. Peck, of California, to be Ambassador to the Islamic Republic of Mauritania, Kenneth Y. Tomlinson, of New York, to be an Associate Director of the U.S. Information Agency, Lev E. Dobriansky, of Virginia, to be Ambassador to the Commonwealth of the Bahamas, Samuel F. Hart, of Virginia, to be Ambassador to Ecuador, Victor Blanco, of California, to be a Member of the Board of Directors of the Inter-American Foundation, and John H. Holdridge, of Maryland, to be Ambassador to the Republic of Indonesia.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 3048, establishing penalties for those individuals who adulterate or tamper with food, drug, cosmetic, and other products with intent to cause personal injury, death, or other harm;

H.R. 2329, waiving the applicable statutes of limitations relative to certain claims which the Cherokee, Chickasaw and Choctaw Indian Nations of Oklahoma may have against the United States with respect to certain lands and assets;

H.R. 5858, directing the payment of specified sums to named companies in payment of a claim;

S. 2863, extending Federal employees compensation benefits to all Federal jurors, providing the awarding of attorney fees for court-appointed attorneys, and expanding the method of serving jury summons;

An original resolution (S. Res. 505) waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of H.R. 5858, listed above;

An original resolution (S. Res. 504) waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of S. 2863, listed above; and

The nominations of Frank X. Altimari, to be U.S. District Judge for the Eastern District of New York, Frank W. Bullock, Jr., to be U.S. District Judge for the Middle District of North Carolina, Paul E. Plunkett, to be U.S. District Judge for the Northern District of Illinois, John W. Bissell, to be U.S. District Judge for the District of New Jersey, Christine C. Nettesheim, of the District of Columbia, Lawrence S. Margolis, of Maryland, Reginald W. Gibson, of Illinois, and Haldane R. Mayer, of Virginia, each to be a Judge of the U.S. Claims Court, Daniel F. Lopez Romo, to be U.S. Attorney for the District of Puerto Rico, Peter K. Nunez, to be U.S. Attorney for the Southern District of California, Anthony Bertoni, to be U.S. Marshal for the Eastern District of Michigan, Edward M. Camacho, of Guam, to be U.S. Marshal for the District of the Northern Mariana Islands, Romolo J. Imundi, to be U.S. Marshal for the Southern District of New York, Charles E. Healey, to be U.S. Marshal for the Eastern District of New York, Daniel B. Wright, to be U.S. Marshal for the Western District of New York, Matthew Chabal, Jr., to be U.S. Marshal for the Middle District of Pennsylvania, Dwight G. Williams, to be U.S. Marshal for the Northern District of Mississippi, J. Raymond Bell, of the District of Columbia, to be Chairman of the Foreign Claims Settlement Commission, James K. Stewart, of California, to be Director of the National Institute of Justice, Victor M. F. Reyes, of Texas, to be a Commissioner of the United States Parole Commission, and Katherine D. Ortega, of New Mexico, to be a Commissioner of the Copyright Royalty Tribunal.

Prior to this action, the committee concluded hearings on the nominations of Mr. Bissell, and Sam H. Bell, to be U.S. District Judge for the Northern District of Ohio, after the nominees testified and answered questions in their own behalf. Mr. Bissell was introduced by Senator Brady.

## NOMINATIONS

*Committee on Labor and Human Resources:* Committee concluded hearings on the nominations of Betty H. Brake, of Oklahoma, to be Deputy Director of the ACTION Agency, and David L. Slate, of California, to be General Counsel of the Equal Employment Opportunity Commission, after the nominees testified and answered questions in their own behalf.

## SENATE AUTOMATED SYSTEMS

*Committee on Rules and Administration:* Committee concluded hearings on computer and communications systems for the U.S. Senate, after receiving testimony from Senator Hatfield; Kenneth H. Olsen, Digital Equipment Corporation, Maynard, Massachusetts; Jack C. Davis, Harris Corporation, Melbourne, Florida; Vico Henriques, Computer and Business Equipment Manufacturers Association, Washington, D.C.; Stuart J. Miller, Sperry-Univac, Blue Bell, Pennsylvania; Salvatore J. Barbera, American Bell, Parsippany, New Jersey; Lawrence Seligman, Datapoint Corporation, San Antonio, Texas; and Jonathan Weinberg, Dialcom, Inc., Silver Spring, Maryland.

## FOREST PRODUCTS INDUSTRY

*Committee on Small Business:* Subcommittee on Productivity and Competition held oversight hearings on the economic problems facing small and independent businesses in the forest products industry, receiving testimony from Robert F. McDermott, Associate Administrator for Procurement and Technical Assistance, Small Business Administration; Gary Jones, Summit Timber Company, Darrington, Washington; J. H. Bones, Mountain Fir Lumber Co., Inc., Salem, Oregon; Mike Burrill, Burrill Lumber Co., Medford, Oregon; Arthur Harwood, Harwood Products, Brauscomb, California; Richard G. Bennett, Bennett Lumber Products, Inc., Princeton, Idaho; Joe McCracken, Western Forest Industries Association, Dillon, Montana; Edward Lapeyri, Mitkof Lumber Co., Inc., Petersburg, Alaska; and Arnold Ewing, Northwest Timber Association, Eugene, Oregon.

Hearings were recessed subject to call.

## NOMINATION

*Committee on Veterans' Affairs:* Committee concluded hearings on the nomination of Harry N. Walters, of Virginia, to be Administrator of Veterans' Affairs, after the nominee, who was introduced by Senators Jepsen and Denton, testified and answered questions in his own behalf. Testimony was also received from Robert E. Lyngh, The American Legion, Cooper T. Holt, Veterans of Foreign Wars of the United States, John F. Heilman, Disabled American Veterans, Peter B. Currier, AMVETS, R. Jack Powell, Paralyzed Veterans of America, John F. Terzano, Vietnam Veterans of America, and C. A. McKinney, Non-Commissioned Officers Association, all of Washington, D.C.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements, and will meet again tomorrow.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 11 public bills, H.R. 7383–7393; 3 private bills, H.R. 7394–7396; and 3 resolutions, H.J. Res. 628, and H. Res. 623 and 624 were introduced.
**Page 29518**

**Reports Filed:** Reports were filed as follows:

H. Res. 622, providing for the consideration of H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States (H. Rept. 97–946, filed on December 7); and

H. Res. 623, providing for the consideration of H.R. 7357, to revise and reform the Immigration and Nationality Act (H. Rept. 97–947).
**Page 29518**

**Committee to Sit:** Committee on Interior and Insular Affairs received permission to sit today during proceedings of the House under the 5-minute rule.
**Page 29432**

**Defense Appropriations:** By a yea-and-nay vote of 346 yeas to 68 nays, Roll No. 425, the House passed H.R. 7355, making appropriations for the Department of Defense for the fiscal year ending September 30, 1983.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to:

An amendment that increases by $55 million Naval shipbuilding funds for the LHD–1 Amphibious Assault Ship program;

An amendment, as amended by a substitute, that restricts to $775 million Air Force research and development funds for the MX basing mode, $560 million of which may not be obligated or expended until April 30, 1983;

An amendment that prohibits payment of CHAMPUS funds to certified clinical social workers; and

An amendment, as amended by a substitute (agreed to by a recorded vote of 411 ayes, Roll No. 424), that prohibits use of funds by CIA or DOD to overthrow the government in Nicaragua, or provoke a war between Nicaragua and Honduras. Earlier, rejected an amendment to the substitute that sought to prohibit use of funds by the CIA or DOD to furnish military support to those already known to have the intent of overthrowing the government in Nicaragua, or provoke a war between Nicaragua and Honduras (rejected by a division vote of 13 ayes to 27 noes).

Rejected:

An amendment that sought to delete $3.5 billion in funds for one of two nuclear aircraft carriers;

An amendment that sought to delete $4 billion in procurement funds for the B–1 bomber;

An amendment that sought to reduce by $3 billion overall procurement funds; and

An amendment that sought to reduce by $117 million research and developments funds for the Ballistic Missile Defense System Technology program.

Points of Order Were Sustained Against:

Language in the bill that sought to restrict funds for paying cost-of-living allowances for civilian employees in non-foreign areas outside the continental United States; and

Language in the bill that sought to provide funds for the Board of Education of the Highland Falls-Fort Montgomery, New York central school district.
**Page 29432**

**Medical Ethics:** House passed H.R. 7338, to amend the Public Health Service Act to extend through March 31, 1983, the President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research.
**Page 29473**

**State-Justice Appropriations:** House agreed to H. Res. 617, providing for the consideration of H.R. 6957, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983.
**Page 29473**

**Adjournment:** Met at 2 p.m. and adjourned at 9:25 p.m.

## *Committee Meetings*

### REGIONAL DESTABILIZATION IN SOUTHERN AFRICA

*Committee on Foreign Affairs:* Subcommittee on Africa held a hearing on regional destabilization in Southern Africa. Testimony was heard from public witnesses.

### U.S.-SOVIET RELATIONS

*Committee on Foreign Affairs:* Subcommitte on Europe and the Middle East held a hearing on U.S.-Soviet relations. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Interior and Insular Affairs:* Ordered reported the following bills: S. 2710, to establish the Charles C. Deam Wilderness in the Hoosier National Forest, Indiana; S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System; S. 1661, amended, to authorize the Secretary of the Interior to acquire certain lands by exchange for addition to Effigy Mounds National Monument in the State of Iowa; S. 1964, to designate certain lands in the Mark Twain National Forest, Missouri, which comprise about seventeen thousand five hundred and sixty-two acres, and known as the Irish Wilderness, as a component of the National Wilderness Preservation System; H.R. 7340, as amended, to designate certain National Forest System lands in the State of Oregon for inclusion in the National Wilderness Preservation System; S. 1501, amended, entitled the "Educational Mining Act of 1982"; S. 764, to provide for protection of the John Sack cabin, Targhee National Forest in the State of Idaho; H.R. 7316, amended, to establish the National Park Visitor Facilities Fund; and S. 835, amended, for the relief of Jerry L. Crow.

### ETHICS IN GOVERNMENT ACT AMENDMENTS

*Committee on the Judiciary:* Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended S. 2059, Ethics in Government Act Amendments of 1982.

### IMMIGRATION REFORM AND CONTROL ACT OF 1982

*Committee on Rules:* Granted a modified rule providing five hours of debate on H.R. 7357, Immigration Reform and Control Act. Testimony was heard from Representatives Edwards of California, Miller of California, Roybal, Scheuer, Garcia, Kazen, Solomon, Dannemeyer, Pashayan and Daub.

### SETTING PRIORITIES FOR SCIENCE

*Committee on Science and Technology:* Subcommittee on Science, Research and Technology and the Subcommittee on Investigations and Oversight continued joint hearings on Setting Priorities for Science, with emphasis on the approaches used in the private sector to set priorities for science. Testimony was heard from public witnesses.

### LAND DISPOSAL OF HAZARDOUS WASTES

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment continued hearings on scientific adequacy of EPA's Regulations for Land Disposal of Hazardous Wastes. Testimony was heard from Norm Nosenchuck, Director, Division of Solid Waste, Department of Environmental Conservation, State of New York; Kent Stoddard, Project Manager, Toxic Waste Assessment Group, Office of Appropriate Technology, State of California and public witnesses.

Hearings continue December 14.

### SUPPLEMENTAL UNEMPLOYMENT COMPENSATION

*Committee on Ways and Means:* Subcommittee on Public Assistance and Unemployment Compensation held a hearing on H.R. 7327, to increase the number of weeks for which Federal supplemental unemployment compensation is payable. Testimony was heard from Representatives Long of Maryland, Gaydos, AuCoin, Oberstar, Coyne of Pennsylvania, Eckart; Patrick Johnston, Assemblyman, State of California and public witnesses.

### SOCIAL SECURITY DISABILITY PROGRAM

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing on the Social Security Administration's initiatives regarding continuing disability investigations in the social security disability program. Testimony was heard from Paul B. Simmons, Deputy Commissioner, Programs and Policy, SSA, Department of Health and Human Services.

### COMMITTEE BUSINESS

*Permanent Select Committee on Intelligence:* Met in executive session to consider pending business.

## Joint Meeting

### COMMODITY FUTURES TRADING—AUTHORIZATIONS

*Conferees* continued to resolve the differences between the Senate- and House-passed versions of H.R. 5447, authorizing funds for the Commodity Futures Trading Commission, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Thursday, December 9, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 29545–29661*

**Measures Introduced:** Three bills and six resolutions were introduced, as follows: S. 3089–3091, and S. Res. 507–512. **Page 29631**

**Measures Reported:** Reports were made as follows:

S. 3043, authorizing funds through fiscal year 1987 for the Federal-aid highway program, with amendments. (S. Rept. No. 97–676)

S. Res. 507, waiving section 303(a) and section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6211, listed below. Referred to the Committee on the Budget.

H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, with an amendment in the nature of a substitute.

S. Res. 507, waiving section 303(a) and section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6211, listed above.

S. Res. 508, authorizing the purchase of U.S. Historical Society wall calendars for use of the Senate. (S. Res. 697–698).

S. Res. 509, 510, and 511, each to pay a gratuity to the survivor or survivors of named deceased Senate employees.

S. Res. 512, to repeal rule XXXVI of the Standing Rules of the Senate relating to honoraria income for Members of the Senate. (S. Rept. 92–679).

H. Con. Res. 153, providing for the procurement of a bust or statue of Dr. Martin Luther King, Jr., to be placed in the U.S. Capitol. (S. Rept. 97–677).

**Page 29631**

**Measures Passed:**

*Budget Act Waiver:* Senate agreed to S. Res. 474, waiving Section 402(c) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2411, listed below.

**Page 29563**

*Justice Assistance Act of 1982:* Committee on the Judiciary was discharged from the further consideration of H.R. 4481, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts, and the measure was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2411, Senate companion measure, after agreeing to committee amendments and amendments proposed thereto, as follows: **Page 29564**

(1) Specter unprinted amendment No. 1420, of a technical nature.

**Page 29579**

(2) Specter unprinted amendment No. 1421, of a technical nature.

**Page 29580**

(3) Specter unprinted amendment No. 1422, of a technical nature.

**Page 29582**

(4) Robert C. Byrd-Randolph unprinted amendment No. 1423, modifying the judicial district of West Virginia.

**Page 29583**

(5) Thurmond unprinted amendment No. 1424, providing criminal penalties for assaults on intelligence agency employees in the course of their official duties, for assaults on defectors admitted to the United States under Central Intelligence Agency auspices, and other foreign visitors certified by the Director of the CIA to be present in the United States under CIA auspices.

**Page 29584**

(6) East unprinted amendment No. 1425, prohibiting the growing of marihuana on Federal lands and establishing penalties for such violations.

**Page 29585**

(7) Specter (for Heflin) unprinted amendment No. 1426, aiding State and local governments in strengthening and improving their judicial systems through the creation of a State Justice Institute.

**Page 29587**

(8) Thurmond (for Hatch) unprinted amendment No. 1427, providing for the establishment of a Commission on the Bicentennial of the Constitution.

**Page 29593**

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Thurmond, Specter, Mathias, East, Biden, Kennedy, and Heflin.

S. 2411, Senate companion measure, was then indefinitely postponed.

**Page 29595**

**Budget Act Waiver—Radio Marti:** Senate continued consideration of a motion to waive section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba.

**Page 29596**

**Public Utility Property Taxes:** Senate briefly considered a motion to proceed to the consideration of H.R. 1524, prohibiting any taxpaying utility from using the normalization method of accounting if, for rate-making purposes or for reflecting operating results in its regulated books of account, it employs any adjustment that is inconsistent with the existing requirements for users of such accounting method, with committee amendments thereto.

**Page 29553**

**Order for Printing of DOD Appropriations Measure:** By unanimous consent, H.R. 7355, Department of Defense Appropriations, 1983, was ordered to be printed in the form that incorporates the proposed amendments of the Committee on Appropriations.

**Page 29645**

**Nominations Received:** Senate received the following nominations:

R. Richard Rubottom, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation.

Thomas F. Ellis, of North Carolina, and Michael Novak, of the District of Columbia, each to be a Member of the Board for International Broadcasting.

Richard Fairbanks, of the District of Columbia, for the rank of Ambassador while serving as Special Adviser to the Secretary of State.

50 Air Force nominations in the rank of General. Page 29645

**Messages From the President:** Page 29630

**Messages From the House:** Page 29630

**Measures Referred:** Page 29630

**Statements on Introduced Bills:** Page 29631

**Amendments Submitted for Printing:** Page 29636

**Committee Authority To Meet:** Page 29636

**Additional Statements:** Page 29636

**Nominations:** Page 29646

**Recess:** Senate convened at 9:45 a.m., and recessed at 5:43 p.m., until 9:30 a.m., on Friday, December 10, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page 29644.)

# *Committee Meetings*

## AGRICULTURE LOAN RATES

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded hearings on S. 3074, to increase minimum loan rates and require acreage limitation and paid land diversion programs for the 1983, 1984, and 1985 crops of wheat, feed grains, upland cotton, and rice, and to develop export markets for U.S. agricultural commodities, and related proposals, after receiving testimony from Senator Mattingly; Representative Findley; John R. Block, Secretary of Agriculture; Gary Myers, National Council of Farmer Cooperatives, Robert Frederick, The National Grange, Bruce Hawley, American Farm Bureau Federation, Paul Sacia, National Farmers Union, David Senter, American Agriculture Movement, Wayne Nelson, National Association of Wheat Growers, Veryl Bailey, National Corn Growers Association, Ralph Weems, American Soybean Association, Shirley Culley, representing the Cotton Warehouse Association of America, and Samuel T. Reeves, Rudy E. Scheidt, Dewell Gandy, and Neal Gillen, all representing the American Cotton Shippers Association, all of Washington, D.C.; B. F. Smith, Delta Council, Stoneville, Mississippi; and J. Stephen Gabbert, The Rice Millers Association.

## APPROPRIATIONS—DEPARTMENT OF JUSTICE

*Committee on Appropriations:* Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on a proposed budget amendment appropriating additional funds for the Department of Justice to combat drug trafficking in the United States, receiving testimony from Senator Pryor; and William French Smith, Attorney General, Edward C. Schmults, Deputy Attorney General, and William H. Webster, Director, Federal Bureau of Investigation, all of the Department of Justice.

Hearings were recessed subject to call.

## DEFENSE DEPENDENTS—EDUCATION PROGRAMS

*Committee on Armed Services:* Subcommittee on Manpower and Personnel held hearings on S. 1474, prohibiting the transfer of the education program for defense dependents in overseas areas from the Department of Defense to the Department of Education, receiving testimony from Gary Jones, Under Secretary of Education; Lawrence J. Korb, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Nancy Lee Hill, Seoul American High School, Seoul, South Korea; Myra Cook, Frankfurt High School, Frankfurt, Germany; Henry Foley, Torrejon High School, Torrejon, Spain; Heidi Shurtleff, on behalf of the Overseas Federation of Teachers, Garmisch, Germany; and Jack Rollins, Overseas Education Association, Washington, D.C.

Hearings were recessed subject to call.

## NOMINATION

*Committee on Banking, Housing and Urban Affairs:* Committee approved for reporting the nomination of William Poole, VII, of Rhode Island, to be a Member of the Council of Economic Advisers.

## BUSINESS MEETING

*Committee on Environment and Public Works:* Committee began markup of S. 2364, modifying the boundaries of the City Waterway Navigation Channel Project, Tacoma Harbor, Washington, S. 2845, providing for the protection of motorcades of certain foreign diplomatic missions in the United States by the U.S. Secret Service, S. Res. 498, prohibiting the sale of the U.S. Custom House at Bowling Green in New York City, a proposed resolution providing for certain Social Security space facilities needs, and a proposed resolution disapproving certain building prospectuses submitted by the General Services Administration, but did not complete action thereon, and recessed subject to call.

### SURFACE TRANSPORTATION ASSISTANCE ACT

*Committee on Finance:* On Wednesday, December 8, the committee ordered favorably reported the following measures:

H.R. 6211, authorizing funds through fiscal year ending September 30, 1989 to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, with an amendment in the nature of a substitute; and

An original resolution (S. Res. 507) waiving sections 303(a) and 402(a) of the Congressional Budget Act of 1974 with respect to consideration of H.R. 6211, the Surface Transportation Assistance Act.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Paul D. Wolfowitz, of the District of Columbia, to be Assistant Secretary of State for East Asian and Pacific Affairs, after the nominee testified and answered questions in his own behalf.

### EQUAL ACCESS TO JUSTICE ACT

*Committee on the Judiciary:* Subcommittee on Agency Administration concluded oversight hearings on the implementation of the Equal Access to Justice Act (Title II of P.L. 96–481), after receiving testimony from Senator Domenici; J. Paul McGrath, Assistant Attorney General, Civil Division, Department of Justice; Charles Cadwell, Director, Office of Interagency Affairs, Small Business Administration; Stephen Babcock, Executive Director, Administrative Conference of the United States; John Higgins, Deputy General Counsel, National Labor Relations Board; John S. Pachter, representing the American Bar Association, Sally Douglas, National Federation of Business, and Jere W. Glover, Small Business Legislative Council, all of Washington, D.C.; and James H. McQuiston Associates, Los Angeles, California.

### NOMINATIONS

*Committee on Labor and Human Resources:* Committee held hearings on the nominations of Wendy H. Borcherdt, of California, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education; Douglas A. Fenderson, of Minnesota, to be Director of the National Institute of Handicapped Research, Manuel J. Justiz, of New Mexico, to be Director of the National Institute of Education, Edward M. Elmendorf, of Vermont, to be Assistant Secretary for Postsecondary Education, Department of Education; Donald Barr, of Connecticut, M. Blouke Carus, of Illinois, Paul Copperman, of California, J. Floyd Hall, of South Carolina, Donna H. Hearne, of Missouri, Onalee McGraw, of Virginia, Penny Pullen, of Illinois. George C. Roche, III, of Michigan, Carl W. Salser, of Oregon, Elaine Y. Schadler, of Pennsylvania, and Wallie C. Simpson, of New York, each to be a Member of the National Council on Educational Research; and John E. Juergensmeyer, of Illinois, Byron Leeds, of New Jersey, Jerald C. Newman, of New York, and Julia LiWu, of California, each to be a Member of the National Commission on Libraries and Information Science, where the nominees testified and answered questions in their own behalf. Ms. Borcherdt was introduced by Senators Thurmond and Hayakawa, Mr. Justiz was introduced by Senators Domenici and Schmitt and Representatives Lujan and Skeen, Mr. Elmendorf was introduced by Senator Stafford, and Mr. Hall was introduced by Senator Thurmond.

Hearings were recessed subject to call.

### BUSINESS MEETING

*Committee on Rules and Administration:* Committee ordered favorably reported the following business items:

H. Con. Res. 153, providing for the procurement of a bust or statue of Dr. Martin Luther King, Jr., to be placed in the U.S. Capitol;

S. Res. 508, authorizing the purchase of U.S. Historical Society wall calendars for the use of the Senate;

S. Res. 509, 510, and 511, each to pay a gratuity to the survivor or survivors of named deceased Senate employees; and

S. Res. 512, to repeal Rule XXXVI of the Standing Rules of the Senate relating to honoraria income for Members of the Senate.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee held a closed briefing on intelligence matters, but made no announcements and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 7397–7402; 1 private bill, H.R. 7403; and 1 resolution, H. Res. 625 were introduced.

**Page 29752**

**Bills Reported:** Reports were filed as follows:

S. 2710, to establish the Charles C. Deam Wilderness in the Hoosier National Forest, Indiana (H. Rept. 97–948);

S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System (H. Rept. 97–949);

H.R. 6820, to provide for the operation of the Helen Keller National Center for Deaf-Blind Youths and Adults, to provide for the operation of the Vinland National Center for Healthsports and Physical Fitness for Handicapped Individuals and certain other centers which assist handicapped individuals in achieving greater independence, and to assure continued national support for other projects and services for the deaf and other handicapped individuals, amended (H. Rept. 97–950); and

H.R. 7340, to designate certain National Forest System lands in the State of Oregon for inclusion in the National Wilderness Preservation System, amended (H. Rept. 97–951). **Page 29753**

**Journal:** By a yea-and-nay vote of 340 yeas to 18 nays, Roll No. 426, the House approved the Journal of Wednesday, December 8.

**Page 29662**

**Subcommittees to Sit:** Subcommittees on Energy Research and Production and Energy Development and Application of the Committee on Science and Technology received permission to sit today during the proceedings of the House under the 5-minute rule.

**Page 29664**

**Colorado River Basin:** House agreed to the Senate amendment to the House amendments to S. 2177, to amend title III of the Colorado River Basin Project Act, Public Law 90–537 (82 Stat. 885), as amended by Public Law 95-578 (92 Stat. 2471), and Public Law 96–375 (94 Stat. 1505)—clearing the measure for the President.

**Page 29666**

**State, Justice, Commerce, Judiciary Appropriations:** By a recorded vote of 234 ayes to 125 noes, Roll No. 431, the House passed H.R. 6957, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1983.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed To:

An amendment that assures that business loan funds of the Economic Development Revolving Fund will remain available after the close of fiscal year 1982;

An amendment, as amended, that assures that EDA funds will be available for direct and guaranteed loans;

A technical amendment;

An amendment that decreases the funding for the National Bureau of Standards by $1,301,000, conforming the funding with the authorization Act;

An amendment providing that no funds of the Department of Commerce be used to sell to private interests any loans made under the Public Works and Economic Development Act of 1965 and the Trade Act of 1974;

An amendment that prohibits the use of Department of Justice funds to prevent the implementation of programs of voluntary prayer and meditation in the public schools;

An amendment that prohibits the use of Department of Justice funds to require the transportation of students to schools other than those in their neighborhoods, with the exception of students requiring specialized education (agreed to by a recorded vote of 243 ayes to 153 noes, Roll No. 427); and

An amendment that provides that none of the funds appropriated to the Department of State be available for a United States contribution to an international organization for interest costs made known to the United States Government by such international organizations for loans incurred on or after October 1, 1982.

Rejected an amendment that sought to reduce funds appropriated for the Legal Services Corporation by $141 million (rejected by a recorded vote of 121 ayes to 269 noes, Roll No. 428).

Points of Order Were Sustained Against:

Language of the bill funding the Federal Trade Commission;

Language of the bill providing that none of the funds appropriated for contributions to international organizations be in excess of the United States share of the organization's assessment budget after deducting from that budget any interest costs for loans incurred on or after October 1, 1982, through external borrowing; and

An amendment that sought to provide that none of the funds appropriated for contributions to international organizations be available for a United States contribution to an international organization for any interest costs for loans incurred on or after October 1, 1982.

An amendment that sought to increase the appropriation for the Immigration and Naturalization Service by $5 million was withdrawn.

Agreed to a motion to conclude all debate on the amendments by 8 p.m. (agreed to by a recorded vote of 205 ayes to 132 noes, Roll No. 429).

Rejected a motion that the Committee rise and report the bill back to the House with the enacting clause striken (rejected by a recorded vote of 32 ayes to 299 noes, Roll No. 430).

**Page 29667**

**Late Report:** Conferees received permission to have until midnight on Friday, December 10, to file a conference report on H.R. 7019, making appropriations for the Department of Transportation and related agencies for fiscal year ending September 30, 1983.

Page 29695

**Capitol Police:** House agreed to H. Res. 625, establishing one additional position on the Capitol Police for duty under the House of Representatives.

Page 29695

**Drug Dependent Federal Offenders:** House insisted on its disagreement to the amendment of the Senate to H.R. 3963, to amend the Contract Services for Drug Dependent Federal Offenders Act of 1978 to extend the periods for which funds are authorized to be appropriated; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Rodino, Hughes, Kastenmeier, Conyers, Glickman, Sawyer, Fish, and Kindness.

Page 29696

**Automotive Products Practices:** By a yea-and-nay vote of 191 yeas to 120 nays, Roll No. 432, the House agreed to H. Res. 622, providing for the consideration of H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States.

Page 29696

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

Page 29752

**Adjournment:** Met at 2 p.m. and adjourned at 10:43 p.m.

## *Committee Meetings*

### ALTERNATIVE ANTI-INFLATION POLICIES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Domestic Monetary Policy concluded hearings on Alternative Anti-Inflation Policies. Testimony was heard from public witnesses.

### SALES REPRESENTATIVES PROTECTION ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce, Transportation, and Tourism met to consider H.R. 3496, Sales Representatives Protection Act.

### SUBSTITUTES FOR ANIMALS IN RESEARCH

*Committee on Energy and Commerce:* Subcommittee on Health and the Environment held a hearing on H.R. 6928, Humane Care and Development of Substitutes for Animals in Research Act. Testimony was heard from Senators Melcher and Dole; Representatives Lantos, Walgren, and Schroeder and public witnesses.

### HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations continued joint hearings on reconciling strategic interests and Human Rights in Asia, Administration's Position. Testimony was heard from the following officials of the Department of State: Thomas P. Shoesmith, Principal Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs and David T. Schneider, Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs.

Hearings continue December 15.

### VOICE OF AMERICA AND BOARD FOR INTERNATIONAL BROADCASTING AUTHORIZATIONS

*Committee on Foreign Affairs:* Subcommittee on International Operations held a hearing on fiscal year 1983 supplemental authorization requests for the Voice of America and the Board for International Broadcasting. Testimony was heard from Frank Shakespeare, Chairman, Board for International Broadcasting; Ben J. Wattenberg, Vice Chairman, Board for International Broadcasting; James L. Buckley, President, Radio Free Europe and Radio Liberty, Inc., and Ken Tomlinson, Director-designate, Voice of America.

### NATIONAL MEDIATION BOARD

*Committee on Government Operations:* Subcommittee on Government Activities and Transportation held a hearing on National Mediation Board. Testimony was heard from public witnesses.

### FEDERAL-STATE COOPERATION IN CRIMINAL JUSTICE SYSTEM

*Committee on Government Operations:* Subcommittee on Government Information and Individual Rights held a hearing on Federal-State Cooperation in Criminal Justice System. Testimony was heard from Lowell Jensen, Assistant Attorney General, Criminal Division, Department of Justice and Robert E. Powis, Deputy Assistant Secretary for Enforcement, Department of the Treasury and public witnesses.

### COMMITTEE BUSINESS

*Committee on House Administration:* Approved a Committee resolution that elevates the position of Acting Captain to status of Captain with equal rank and salary.

The Committee also approved other pending business.

### COMMITTEE BUSINESS

*Committee on House Administration:* Subcommittee on Personnel and Police met and approved pending business.

### OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Civil and Constitutional Rights held on oversight hearing on expanded use of polygraph by Defense Department. Testimony was heard from the following officials of the Department of Defense: Richard G. Stilwell, General U.S. Army (Ret.), Deputy Undersecretary of Defense for Policy and William H. Taft, IV, General Counsel and a public witness.

### ARMED ROBBERY AND BURGLARY PREVENTION ACT; OVERSIGHT

*Committee on the Judiciary:* Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 6386, Armed Robbery and Burglary Prevention Act.

The Subcommittee also held an oversight hearing on the new Department of Justice regional task force. Testimony was heard from Rudolph W. Giuliani, Associate Attorney General, Department of Justice.

### CRIMINAL CODE REVISION ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 1647, Criminal Code Revision Act of 1981, and related bills (Habeas Corpus). Testimony was heard from public witnesses.

### PRIVATE IMMIGRATION BILLS

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

### IMPACT OF IMMIGRATION LEGISLATION

*Committee on Post Office and Civil Service:* Subcommittee on Census and Population held a hearing on the impact of the immigration bill (H.R. 6514, Immigration Reform and Control Act of 1982) on minorities. Testimony was heard from Senator Cranston; Representatives Roybal, Leland and Chisholm and public witnesses.

### REGULATORY PROCEDURE ACT OF 1982

*Committee on Rules:* Heard testimony from Representatives Sam B. Hall, Jr., Brooks, Edwards of California, Seiberling, Glickman, Washington, Ottinger, Levitas, Markey, Gore and Kennelly but took no action on H.R. 746, Regulatory Procedure Act of 1982.

### INTEGRITY OF ELECTRIC POWER SYSTEMS

*Committee on Science and Technology:* Subcommittee on Energy Development and Applications and the Subcommittee on Energy Research and Production held a joint hearing on the Integrity of Electric Power Systems. Testimony was heard from William A. Vaughn, Assistant Secretary, Environmental Protection, Safety and Emergency Preparedness, Department of Energy; Dr. Michael Berger, Deputy Associate Director, Energy Security Programs, Los Alamos National Laboratories; Charles E. Winn, Senior Power Engineer, TVA and public witnesses.

### PHOTOVOLTAIC (PV) ENERGY EQUIPMENT

*Committee on Small Business:* Subcommittee on Energy, Environment and Safety Issues Affecting Small Business held a hearing to explore current market conditions for photovoltaic (PV) energy equipment both in the United States and abroad. Testimony was heard from Joseph Tribble, Assistant Secretary for Conservation and Renewable Energy, Department of Energy; Donald Earnshaw, Deputy Assistant Secretary for Export Development, International Trade Agency, Department of Commerce; Dr. Jack Vanderryn, Director for Energy and Natural Resources, AID and public witnesses.

### CARIBBEAN BASIN ECONOMIC RECOVERY ACT

*Committee on Ways and Means:* Ordered reported, as amended, H.R. 7397, Caribbean Basin Economic Recovery Act.

## *Joint Meetings*

### APPROPRIATIONS—TRANSPORTATION

*Conferees* agreed to file a conference report on H.R. 7019, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies programs.

### COMMODITY FUTURES TRADING—AUTHORIZATIONS

*Conferees* agreed to file a conference report on H.R. 5447, authorizing funds for the Commodity Futures Trading Commission.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Friday, December 10, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 29900–29979*

**Measures Introduced:** Three bills and two resolutions were introduced, as follows: S. 3092–3094, S. Con. Res. 133, and S. Res. 513. **Page 29960**

**Measures Reported:** Reports were made as follows:

S. Res. 513, reaffirming Congress' commitment to reduce the Federal budget.

Page 29960

Measures Passed:

*Budget Act Waiver:* Senate agreed to S. Res. 507, waiving section 303(a) and section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to reconstruct the current taxes that go into the highway trust fund.

Page 29905

*Fisheries Amendments of 1982:* Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 3942, amending the Commercial Fisheries Research and Development Act of 1964, to encourage cooperation among the States to facilitate research on and development of commercial fishery resources, and the measure was passed after agreeing to Baker (for Packwood) unprinted amendment No. 1428, in the nature of a substitute.

Page 29921

*National Surveyors Week:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 263, authorizing the President to issue a proclamation designating the week beginning on March 13, 1983, as "National Surveyors Week," and the measure was then passed.

Page 29925

*American Business Women's Day:* Committee on the Judiciary was discharged from the further consideration of S.J. Res. 254, designating September 22, 1983, as "American Business Women's Day," and the measure was then passed.

Page 29926

*Budget Act Waiver:* Senate agreed to S. Res. 470, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2279, listed below.

Page 29926

*Alben Barkley National Historic Site in Kentucky:* Senate passed with an amendment S. 2279, establishing the Alben Barkley National Historic Site in Kentucky.

Page 29926

*Settlement of Certain Claims by Senate Sergeant At Arms:* Senate agreed to S. Res. 492, authorizing the Senate Sergeant at Arms, with the approval of the Committee on Rules and Administration to settle certain claims involving Members, officers, and employees of the United States Senate.

Page 29927

*Printing Authorization:* Senate agreed to S. Res. 493, authorizing the printing of the prayers by the Reverend Edward L. R. Elson, S.T.D., as Chaplain of the Senate during the 96th and 97th Congresses, as a Senate document.

Page 29927

*U.S. Capitol Grounds:* Senate passed H.R. 6417, revising certain provisions of P.L. 96–432, relating to the United States Capitol Grounds, to include certain sidewalks and contiguous areas within the definition of the U.S. Capitol Grounds.

Page 29928

*National Parkinson's Disease Week:* Committee on the Judiciary was discharged from the further consideration of H.J. Res. 531, providing for the designation of the week beginning on May 15, 1983, as "National Parkinson's Disease Week," and the measure was then passed, after agreeing to Baker (for Mathias) unprinted amendment No. 1429, in the nature of a substitute.

Page 29928

*Fiorello H. La Guardia Memorial Day:* Committee on the Judiciary was discharged from the further consideration of H.J. Res. 595, designating December 11, 1982, as "Fiorello H. La Guardia Memorial Day," and the measure was then passed.

Page 29930

*Arctic Research Council:* Senate passed S. 1562, establishing the Arctic Research Council to coordinate a comprehensive Arctic research policy, after agreeing to a committee amendment in the nature of a substitute and Murkowski Amendment No. 3638, of a technical and clarifying nature.

Page 29930

*West Virginia Judicial Districts:* Committee on the Judiciary was discharged from the further consideration of S. 3081, modifying the judicial districts of West Virginia, and the measure was then passed.

Page 29934

*Certain Indian Land Claims:* Senate passed H.R. 2329, waiving the statute of limitations relative to certain claims which the Cherokee, Chickasaw and Choctaw Indian Nations of Oklahoma may have against the United States with respect to certain lands and assets.

Page 29935

**Budget Act Waiver—Radio Marti:** Senate continued consideration of a motion to waive section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5427, authorizing funds for fiscal year 1983 for the Board for International Broadcasting with respect to radio broadcasting to Cuba.

Page 29910

**Surface Transportation Assistance Act of 1982:** Senate began consideration of a motion to proceed to consider H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, with a committee amendment in the nature of a substitute.

Pages 29910, 29938

A motion to close further debate on the motion to proceed was entered and, by unanimous consent, a vote thereon will occur on Monday, December 13.

Page 29338

By 79 yeas to 10 nays, Senate tabled a motion to postpone the motion to proceed to consider the bill until January 2, 1983.

Page 29938

**Maritime Programs Authorizations, 1983:** Senate disagreed to the amendments of the House to S. 2336, authorizing funds for fiscal year 1983 for maritime programs of the Department of Transportation, and authorizing funds for fiscal year 1983 for the Federal Maritime Commission, agreed to the request of the House for a conference thereon, and appointed as conferees Senators Packwood, Gorton, Stevens, Long, and Inouye.

Page 29920

**Nominations Confirmed:** Senate confirmed the following nominations:

Paul E. Plunkett, to be U.S. District Judge for the Northern District of Illinois.

John W. Bissell, to be U.S. District Judge for the District of New Jersey.

Frank X. Altimari, to be U.S. District Judge for the Eastern District of New York.

Frank W. Bullock, Jr., to be U.S. District Judge for the Middle District of North Carolina.

Lawrence S. Margolis, of Maryland, Haldane R. Mayer, of Virginia, Reginald W. Gibson, of Illinois, and Christine C. Nettesheim, of the District of Columbia, each to be a Judge of the United States Claims Court.

Anthony Bertoni, to be U.S. Marshal for the Eastern District of Michigan.

Edward M. Camacho, presently U.S. Marshal for the District of Guam to also be U.S. Marshal for the District of the Northern Mariana Islands.

Romolo J. Imundi, to be U.S. Marshal for the Southern District of New York.

Matthew Chabal, Jr., to be U.S. Marshal for the Middle District of Pennsylvania.

Peter K. Nunez, to be U.S. Attorney for the Southern District of California.

Dwight G. Williams, to be U.S. Marshal for the Northern District of Mississippi.

Charles E. Healey, to be U.S. Marshal for the Eastern District of New York.

Daniel B. Wright, to be U.S. Marshal for the Western District of New York.

James K. Stewart, of California, to be Director of the National Institute of Justice.

Victor M. F. Reyes, of Texas, to be a Commissioner of the U.S. Parole Commission.

J. Raymond Bell, of the District of Columbia, to be Chairman of the Foreign Claims Settlement Commission.

Katherine D. Ortega, of New Mexico, to be a Commissioner of the Copyright Royalty Tribunal.

Caroline H. Hume, of California, to be a Member of the National Museum Services Board.

Liles B. Williams, of Mississippi, to be a Member of the National Museum Services Board.

William E. Mayer, to be Senior Surgeon, Public Health Service.

Edward L. Peck, of California, to be Ambassador to the Islamic Republic of Mauritania.

Lev E. Dobriansky, of Virginia, to be Ambassador to the Commonwealth of the Bahamas.

Samuel F. Hart, of Virginia, to be Ambassador to Ecuador.

Jerome W. Van Gorkom, of Illinois, to be Under Secretary of State for Management.

John H. Holdridge, of Maryland, to be Ambassador to the Republic of Indonesia.

Victor Blanco, of California, to be a Member of the Board of Directors of the Inter-American Foundation.

W. Allen Wallis, of New York, to be U.S. Alternate Governor of the International Bank for Reconstruction and Development, of the Inter-American Development Bank, of the Asian Development Bank, and the African Development Fund.

E. Robert Wallach, of California, to be a Member of the U.S. Advisory Commission on Public Diplomacy.

William G. Simpson, of Illinois, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Kenneth Y. Tomlinson, of New York, to be an Associate Director of the U.S. Information Agency.

Manuel H. Johnson, Jr., of Virginia, to be an Assistant Secretary of the Treasury.

Richard T. Kennedy, of the District of Columbia, to be Ambassador at Large.

William Poole VII, of Rhode Island, to be a Member of the Council of Economic Advisers.

Page 29936

A routine list of U.S. Coast Guard nominations.

**Nominations Received:** Senate received the following nominations:

Carol M. Pavilack, of Arizona, to be a Commissioner of the U.S. Parole Commission.

Conrad M. Fredin, of Minnesota, and L. Steven Reimers, of North Dakota, each to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Richard Brookhiser, of New York, Karl Eller, of Arizona, Helen M. Taylor, of Virginia, and Sharon

P. Rockefeller, of West Virginia, each to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

Paul H. Lamboley, of Nevada, to be a Member of the Interstate Commerce Commission.

Lewis Arthur Tambs, of Arizona, to be Ambassador to Colombia.

Routine list in the U.S. Marine Corps.

Page 29978

**Messages from the President:** Page 29960

**Measures Ordered Held at Desk:** Page 29925

**Measures Ordered Placed on Calendar:** Page 29960

**Statements on Introduced Bills:** Page 29960

**Amendments Submitted for Printing:** Page 29968

**Committee Authority To Meet:** Page 29968

**Additional Statements:** Page 29968

**Nominations:** Page 29978

**Confirmations:** Page 29979

**Record Votes:** One record vote was taken today. (Total—400)

Page 29938

**Recess:** Senate convened at 9:30 a.m., and recessed at 4:08 p.m., until 12 noon, on Monday, December 13, 1982. (For Senate's program, see remarks of Senator Baker in today's Record on page S14416.)

## *Committee Meetings*

### PENN SQUARE NATIONAL BANK

*Committee on Banking, Housing, and Urban Affairs:* Committee held oversight hearings on the report of banking regulators regarding the Penn Square National Bank in Oklahoma, receiving testimony from C. T. Conover, Comptroller of the Currency; William M. Isaac, Chairman, Federal Deposit Insurance Corporation; J. Charles Partee, Member, Board of Governors, Federal Reserve System; Wendell Sebastian, Executive Director, National Credit Union Administration; and Thomas P. Vartanian, General Counsel, Federal Home Loan Bank Board.

Hearings were recessed subject to call.

### HOUSEHOLD GOODS TRANSPORTATION ACT

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation concluded oversight hearings on the implementation of the Household Goods Transportation Act (P.L. 96–454), focusing on the reduction of unnecessary regulation, strengthening of consumer remedies and protections, and establishment of maximum carrier flexibility in pricing of service and meeting the needs of shippers, after receiving testimony from Reese H. Taylor, Jr., Chairman, Jan Rosenak, Legislative Counsel, and Ray Atherton, Chief, Compliance Branch, Office of Compliance and Consumer Assistance, all of the Interstate Commerce Commission; Major General John D. Bruen, U.S. Army, Commander, Military Traffic Management Command, Robert Waldman, Deputy Director, Personal Property Directorate, and Michael Giboney, Supervisory General Attorney, all of the Department of Defense; Edward H. Rastatter, Chief, and Victoria Dailey, Economist, both of the Regulatory Policy Division, Department of Transportation; T. Peter Ruane, National Moving and Storage Association, Alexandria, Virginia; Richard L. Russell and Charles C. Irons, both of the American Movers Conference, John McBrayer, Movers' and Warehousemen's Association of America, Inc., and Robert R. C. Miller, Joseph M. Harrison, and Thomas Auchincloss, all of the Household Goods Carriers Bureau, all of Arlington, Virginia; Cornish F. Hitchcock, Transportation Consumer Action Project, Ronald R. Sibila, Mayflower Warehousemen's Association, Indianapolis, Indiana; Donald Terry, Rothery Storage and Van Company, Elk Grove Village, Illinois; David Bennett, Dobson Cartage and Storage, Auburn, Michigan; and Morrison Stevens, Stevens Van Lines, Inc., Saginaw, Michigan.

### OIL AND GAS LEASES

*Committee on Energy and Natural Resources:* Subcommittee on Energy and Mineral Resources concluded hearings on the following bills:

S. 2680, to provide for the reinstatement of U.S. oil and gas lease applications numbered U–26485 and U–26505, after receiving testimony from Kent Hatfield, Enercor Petroleum Company, and Frank Allen, Justheim Petroleum Company, both of Salt Lake City, Utah, and

S. 2681, to provide for the reinstatement of U.S. oil and gas lease application numbered U–14654, after receiving testimony from Frank Weinstock, Western Gold'n Gas Company, and Craig Carpenter, Exit Inc., both of Salt Lake City, Utah.

Testimony was also received on both the aforementioned bills, and S. 2503, to provide for the consideration of a petition for the reinstatement of a certain oil and gas lease, and S. 2824, to provide for the reinstatement of oil and gas lease in Eddy County, New Mexico, from Robert Lawton, Assistant Director for Energy Resources, Bureau of Land Management, Department of the Interior.

### MISCELLANEOUS TAX PROPOSALS

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on the following miscellaneous tax measures:

S. 2647, to allow a deduction for the expenses of business conventions conducted on cruise ships registered in the United States, after receiving testimony from Senator Inouye; Peter Luciano, Transportation Institute, and Frank Drozak, AFL–CIO, both of Washington, D.C.; Conrad H. C. Everhard, and Lawrence J. O'Brien, both on behalf of the American Globe Line, Inc., New York City; Stanley S. Thune, Delta Queen Steamboat Company, Cincinnati, Ohio; and Arthur Kane, Norwegian Caribbean Line/Florida Caribbean Cruise Association, Miami, Florida;

S. 2987, to create a general exemption from the Federal motor vehicle excise tax for all operated bloodmobiles, after receiving testimony from Daniel Cassidy, American Association of Blood Banks, Arlington, Virginia;

S. 3064, to extend for an additional four years the temporary rule of current law that no amount is includible in income by reason of the discharge of certain student loans, after receiving testimony from Kristin Robbins, University of Colorado School of Dentistry, Denver; and Charles Foster, Jr., West Georgia Medical Center, La Grange, Georgia.

Testimony was received on all the aforementioned bills from William S. McKee, Tax Legislative Counsel, Department of the Treasury.

### MICRONESIA

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs held a briefing on Micronesian status negotiations, receiving testimony from Ambassador Fred M. Zeder, II, Representative for Micronesian Status Negotiations, and Richard Teare, Deputy Negotiator.

Subcommittee recessed subject to call.

### SEXUAL EXPLOITATION OF CHILDREN

*Committee on the Judiciary:* Subcommittee on Juvenile Justice concluded hearings on S. 2856, increasing the penalties for the sexual exploitation of children, after receiving testimony from Thomas J. McCormack, St. Martin's Press, R. Bruce Rich, on behalf of the Association of American Publishers, and Robert Pitler, District Attorney's Office of New York County (Manhattan), all of New York City; and Detective Joseph Haggerty, District of Columbia Metropolitan Police Department, and John Dillingham, Washington School of Psychiatry, both of Washington, D.C.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 7404–7409; and 3 resolutions, H.J. Res. 629–631 were introduced.

Page 30081

**Bills Reported:** Reports were filed as follows:

S. 1501, entitled the "Educational Mining Act of 1982", amended (H. Rept. 97–952);

H.R. 7316, to establish the National Park Visitor Facilities Fund, amended (H. Rept. 97–953);

H.J. Res. 553, to authorize Indian tribes to bring certain actions on behalf of their members with respect to certain legal claims, amended (H. Rept. 97–954);

S. 1661, to authorize the Secretary of the Interior to acquire certain lands by exchange for addition to Effigy Mounds National Monument in the State of Iowa, amended (H. Rept. 97–955);

Report entitled "Minority Business Development Efforts of the Small Business Administration" (H. Rept. 97–956);

Conference report on H.R. 7072, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1983 (H. Rept. 97–957);

H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region, amended (H. Rept. 97–958); and

H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983 (H. Rept. 97–959).

Page 30080

**Journal:** By a yea-and-nay vote of 282 yeas to 26 nays with 3 voting "present", Roll No. 433, the House agreed to the Journal of Thursday, December 9.

Page 29980

**Late Reports:** Committee on Appropriations received permission to have until midnight tonight to file a report on H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983;

Conferees received permission to have until midnight tonight to file a conference report on H.R. 7072, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1982; and

Committee on Ways and Means received permission to have until midnight tonight to file a report on H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region.

Page 29981

**Automotive Products Practices:** House completed all general debate and began consideration of amendments on H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Rejected an amendment that sought to require the Secretary to examine after six months the extent to which the content ratios and schedules have affected foreign automobile manufacturers' investment in plants in the United States and to permit the Secretary to make changes in the ratios and schedules if necessary (rejected by a recorded vote of 11 ayes to 331 noes, Roll No. 434).

**Page 29982**

**Calendar Wednesday:** Agreed to dispense with Calendar Wednesday business of December 15.

**Page 30041**

**Late Report:** Committee on Small Business received permission to have until midnight tonight to file an investigative report.

**Page 30041**

**Tribal Mineral Resources:** House cleared for the President S. 1894, to permit Indian tribes to enter into certain agreements for the disposition of tribal mineral resources; by agreeing to the Senate amendments to the House amendment thereto.

**Page 30041**

**Pascua Yaqui Indian Lands:** House cleared for the President H.R. 4364, to declare that the United States holds in trust for the Pascua Yaqui tribe of Arizona certain land in Pima County, Arizona; by agreeing to the Senate amendments thereto.

**Page 30042**

**Park Visitor Facilities Fund:** House passed H.R. 7316, to establish the National Park Visitor Facilities Fund.

Agreed to the committee amendment in the nature of a substitute.

Agreed to amend the title.

**Page 30043**

**Private Bill:** House passed, with amendments, S. 835, a private bill.

**Page 30045**

**John Sack Cabin:** House passed and cleared for the President S. 764, to provide for protection of the John Sack cabin, Targhee National Forest, in the State of Idaho.

**Page 30046**

**Foreign Defense Sales:** House agreed to the request of the Senate to return to the Senate H.R. 6758, to authorize the sale of defense articles, defense services, and unclassified defense service publications to United States companies for incorporation into end items to be sold to friendly foreign countries.

**Page 30047**

**Poland:** House agreed to H. Con. Res. 432, expressing the sense of the Congress on the situation in Poland and calling for a determined policy aimed at ending the repression of the Polish people.

**Page 30047**

**Commercial Fisheries:** House cleared for the President H.R. 3942, to amend the Commercial Fisheries Research and Development Act of 1964; by agreeing to the Senate amendment thereto.

**Page 30050**

**Referral:** One Senate-passed measure was referred to the appropriate House committee.

**Page 30080**

**Adjournment:** Met at 10 a.m. and adjourned at 4:25 p.m.

## *Committee Meetings*

### WATERSHED PROJECTS

*Committee on Agriculture:* Approved the following Watershed Projects: Hoyle Creek Watershed, Major County, Oklahoma and Tehachapi Watershed, Kern County, California.

### CONTINUING APPROPRIATIONS

*Committee on Appropriations:* Ordered reported H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983.

### U.N. COMMISSION ON HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing to review the 38th Session and the upcoming 39th Session of the U.N. Commission on Human Rights. Testimony was heard from Michael Novak, U.S. Representative to the U.N. Commission on Human Rights; Richard Schifter, U.S. Alternate Representative, U.N. Commission on Human Rights and a public witness.

### OVERSIGHT

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held an oversight hearing on the implementation of the Bureau of Land Management's Wilderness program. Testimony was heard from the following officials of the Department of the Interior: Garrey E. Carruthers, Assistant Secretary for Land and Water Resources and James Parker, Associate Director, Bureau of Land Management.

### EPA CONTEMPT CITATION

*Committee on Public Works and Transportation:* Ordered reported a resolution recommending that the Administrator of EPA be cited for contempt of Congress.

## *Joint Meetings*

### APPROPRIATIONS—AGRICULTURE

*Conferees* agreed to file a conference report on H.R. 7072, appropriating funds for fiscal year ending September 30, 1983 for agriculture, rural development, and related agencies programs.

### AUTHORIZATIONS—MARITIME PROGRAMS

*Conferees* agreed to file a conference report on S. 2336, authorizing funds for fiscal year ending September 30, 1983 for maritime programs of the Department of Transportation, and authorizing funds for fiscal year ending September 30, 1983 for the Federal Maritime Commission.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, December 13, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 30123–30138*

**Measures Introduced:** Two bills and one resolution were introduced, as follows: S. 3095–3096, and S.J. Res. 271.

Page 30184

**Measures Reported:** Reports were made as follows:

Report to accompany H.R. 7205, appropriating funds for fiscal year ending September 30, 1983, for the Departments of Labor, Health and Human Services, Education, and related agencies programs (with additional views). (S. Rept. No. 97–680)

S. 2623, authorizing funds for fiscal year 1985, 1986, and 1987 for the Tribally Controlled Community College program, with an amendment in the nature of a substitute. (S. Rept. No. 97–681)

H.R. 9, prohibiting the issuance of phosphate mining leases on the Osceola National Forest in Florida and designating certain wilderness and national forest lands in Florida, with an amendment in the nature of a substitute.

H.R. 5161, designating certain lands in the Monongahela National Forest, West Virginia, as wilderness lands, with an amendment in the nature of a substitute.

H.R. 6419, directing the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University and to enable the University to sell or exchange those lands in order to acquire other lands more suitable for educational or recreational purposes.

S. 1705, permitting temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior, with an amendment.

S. 2110, designating certain lands in the Beaverhead and Gallatin National Forests in Montana as the Lee Metcalf Wilderness, with amendments.

S. 2308, providing for the conveyance of certain property to the city of Show Low, Arizona, with an amendment in the nature of a substitute.

S. 2715, designating franchise fees paid by concessioners operating in National Park units to be used for improvements in park physical facilities, with an amendment in the nature of a substitute.

S. 2955, establishing the Cheaha Wilderness in the Talladega National Forest, Alabama.

Page 30184

**Surface Transportation Assistance Act of 1982:** By 75 yeas to 13 nays three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to close further debate on a motion to proceed to the consideration of H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund.

Page 30127

During consideration of this matter today, the following occurred:

By 79 yeas to 7 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 30131

By 81 yeas to 6 nays, Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 30132

Senate agreed to the motion to proceed and, by unanimous consent, Senate will continue consideration of the bill on Tuesday, December 14, beginning at 2 p.m.

Page 30132

**Department of the Interior Appropriations, 1983:** Senate began consideration of H.R. 7356, appropriating funds for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983, agreeing to certain committee amendments and the following amendment proposed thereto:

Page 30147

Rudman unprinted amendment No. 1432, deleting language overriding the provisions of the Small Business Innovation Development Act (P.L. 97–219).

Page 30160

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, December 14.

**Messages From the House:** Page 30183

**Statements on Introduced Bills:** Page 30184

**Amendments Submitted for Printing:** Page 30190

**Committee Authority To Meet:** Page 30210

**Additional Statements:** Page 30210

**Quorum Calls:** Two quorum calls were taken today. (Total—49)

Pages 30130, 30131

**Record Votes:** Three record votes were taken today. (Total—403)

Pages 30128, 30130, 30131

**Recess:** Senate convened at 12 noon and recessed at 6:44 p.m. until 9:30 a.m., on Tuesday, December 14, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 30243.)

## *Committee Meetings*

### AGRICULTURE ASSISTANCE PROGRAMS

*Committee on Agriculture, Nutrition, and Forestry:* Committee ordered favorably reported with an amendment in the nature of a substitute S. 3074, to increase minimum loan rates and require acreage limitation and paid land diversion programs for the 1983, 1984, and 1985 crops of wheat, feed grains, upland cotton, and rice, and to develop export markets for U.S. agricultural commodities.

Prior to this action, the Committee's Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices approved for full committee consideration with an amendment in the nature of a substitute S. 3074, listed above.

### NATURAL GAS

*Committee on Energy and Natural Resources:* Committee concluded hearings to review current conditions in the natural gas market, and related proposals to modify existing law, after receiving testimony from Senators Jepsen, Kassebaum, Danforth, Specter, Boschwitz, Exon, and Eagleton; George H. Lawrence, American Gas Association, Arlington, Virginia; Stephen Schachman, Philadelphia Gas Works, Philadelphia, Pennsylvania, on behalf of the Associated Gas Distributors; Jack Elam, Cone Mills Corporation, Greensboro, North Carolina, representing the Process Gas Consumers; Richard C. Perry, Union Carbide, Danbury, Connecticut, on behalf of the Petrochemical Energy Group; J. L. Terrill, Louisiana Intrastate Gas Corp., Alexandria, and Stan McLelland, Valero Energy Corporation, San Antonio, Texas, both representing the Coalition of Intrastate Pipelines; and Nick Bush, Natural Gas Supply Association, Jerome J. McGrath, Interstate Natural Gas Association of America, Danny H. Conklin, Independent Petroleum Association of America, Robert M. Brandon, Citizen/Labor Energy Coalition, and C. William Cooper, on behalf of the United Distribution Companies, all of Washington, D.C.

### INF

*Committee on Foreign Relations:* Committee met in closed session to consult on the intermediate nuclear forces negotiations (INF) with Ambassador Paul H. Nitze, Head of the U.S. Delegation to the INF Negotiations, Arms Control and Disarmament Agency, who was accompanied by Rear Admiral Jonathan Howe, Director, Bureau of Pilitico-Military Affairs, Department of State.

### START

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the current Strategic Arms Reduction Talks (START) from Ambassador Edward L. Rowny, Chief U.S. START Negotiator, Arms Control and Disarmament Agency, who was accompanied by Rear Admiral Jonathan Howe, Director, Bureau of Politico-Military Affairs, Department of State.

### CONTRACTING OUT PROCEDURES—EMPLOYEE RIGHTS

*Committee on Governmental Affairs:* Subcommittee on Civil Service, Post Office, and General Services concluded hearings on protection of employee rights under contracting out procedures, focusing on the appeals process used by the Department of the Navy in the commercial activities process at the Naval Weapons Center, China Lake, California, after receiving testimony from Chapman B. Cox, Deputy Assistant Secretary of the Navy for Logistics, George A. Sawyer, Assistant Secretary of the Navy for Shipbuilding and Logistics, Captain Zenius Newcomb, Deputy Director, Navy Laboratories, and Thomas Neuberger, Branch Head, Naval Laboratory Operations Division, all of the Department of the Navy; Robert M. Gilroy, Senior Association Director, and Harold Andrews, Evaluator, both of the Procurement, Logistics and Readiness Division, General Accounting Office; Bruce Bombright, Dennis Rowell, and Les Saxton, all of the Federal Managers Association—Chapter 28, and Lewie W. Carr, International Association of Machinists and Aerospace Workers (Local 448), all of the Naval Weapons Center, China Lake, California.

### GOVERNMENT PAYMENTS—POTENTIAL FOR FRAUD

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded hearings on government payments and the potential for fraud, focusing on the weakness of controls over how the government pays its bills and manages some of its accounting programs, after receiving testimony from Charles A. Bowsher, Comptroller General of the United States, and John Simonette, Associate Director, and John Cronin, Assistant Director, both of the Accounting and Financial Management Division, all of the General Accounting Office; William Gregg, Acting Commissioner, Bureau of the Public Debt, Department of the Treasury; James W. Morrison, Jr., Associate Director, Compensation Group, and Claudia Cooley, Deputy Associate Director for Compensation, both of the Office of Personnel Management; and Clyde McShan, Director, National Finance Center (New Orleans, Louisiana), and Dean Crowther, Director, Office of Administrative Systems, both of the Department of Agriculture.

### WILLIAMS INQUIRY

*Select Committee on Ethics:* Committee held hearings on the alleged abuse of Senate Rule XXXVIII, prohibiting the personal use of campaign funds, by former Senator Harrison A. Williams, receiving testimony from Senator Williams; and Robert J. Flynn, Hendricks and McCool, Washington, D.C.

Committee also met in closed session, but made no announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 3 public bills, H.R. 7410–7412; 1 private bill, H.R. 7413; and 3 resolutions, H.J. Res. 632 and 633, and H. Res. 626 were introduced.

**Page 30412**

**Reports Filed:** Reports were filed as follows:

Conference report on H.R. 7019, making appropriations for the Department of Transportation and related agencies (H. Rept. 97–960);

Conference report on S. 2336, to authorize appropriations for certain maritime programs of the Department of Transportation for fiscal year 1983 (H. Rept. 97–961);

S. 1964, to designate certain lands in the Mark Twain National Forest, Mo., which comprise about 17,562 acres, and known as the Irish Wilderness, as a component of the National Wilderness Preservation System (H. Rept. 97–962);

H. Res. 626, providing for the consideration of H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983 (H. Rept. 97–963); and

Conference report on H.R. 5447, to extend the Commodity Exchange Act (H. Rept. 97–964).

**Page 30412**

**Robert F. Henry Lock and Dam:** House passed and cleared for the President S. 2034, to designate the lock and dam known as the Jones Bluff Lock and Dam, located on the Alabama River, as the "Robert F. Henry Lock and Dam.".

**Page 30246**

**Robert B. Griffith Water Project:** House passed and cleared for the President S. 1681, to designate the southern Nevada water project the "Robert B. Griffith Water Project.".

**Page 30246**

**Suspensions:** House voted to suspend the rules and pass the following:

*Communications and electronics:* S. Con. Res. 130 (in lieu of H. Con. Res. 204), expressing the sense of the Congress that the advancement of science and technology in the communications and electronics industry is vital to the needs of the United States—clearing the measure;

**Page 30247**

*Handicapped telecommunications:* S. 2355, amended, to amend the Communications Act of 1934 to provide that persons with impaired hearing are ensured reasonable access to telephone service (passed by a yea-and-nay vote of 365 yeas to 14 nays, Roll No. 435);

**Page 30248, 30361**

*Surplus Federal property:* H.R. 1856, amended, to authorize the Administrator of General Services to donate to State and local governments certain Federal personal property loaned to them for civil defense use. Subsequently, this passage was vacated and S. 1444, a similar Senate-passed bill was passed in lieu.

**Page 30255**

*IRS student interns:* H.R. 6519, amended, to amend title 5, United States Code, to permit student internships at the Internal Revenue Service. Agreed to amend the title of the bill;

**Page 30261**

*Mail order consumer protection:* H.R. 7044, amended, to amend title 39, United States Code, to strengthen the investigatory and enforcement powers of the Postal Service by authorizing certain inspection authority and by providing for civil penalties for violations of orders under section 3005 of such title (pertaining to schemes for obtaining money by false representations or lotteries) (passed by a yea-and-nay vote of 320 yeas to 61 nays, with 1 voting "present", Roll No. 438). Agreed to amend the title of the bill. Subsequently, this passage was vacated and S. 1407, a similar Senate-passed bill was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

**Page 30263, 30363**

*Special prosecutor appointments:* S. 2059, amended, to change the coverage of officials and the standards for the appointment of a special prosecutor in the special prosecutor provisions of the Ethics in Government Act of 1978 (passed by a yea-and-nay vote of 347 yeas to 37 nays, Roll No. 439);

**Page 30272, 30364**

*Capitol Historical Society taxes:* H.R. 4491, amended, to exempt the United States Capitol Historical Society from certain taxes;

**Page 30274**

*Tris-treated fabric:* S. 823, amended, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, yarn or fiber;

**Page 30284**

*Money and finance law revisions:* H.R. 7378, to codify without substantive change recent laws related to money and finance and to improve the United States Code;

**Page 30290**

*Transportation law revisions:* H.R. 6993, amended, to revise, codify and enact without substantive change general and permanent laws related to transportation as subtitle I and chapter 31 of subtitle II of title 49, United States Code, "Transportation";

**Page 30300**

*Clayton Antitrust Act amendments:* S. 816, amended, to amend the Clayton Act to limit the circumstances under which foreign governments may sue for violations of the antitrust laws. Agreed to amend the title of the bill;

**Page 30326**

*Deep Seabed Hard Minerals Resources Act authorization:* H.R. 6120, amended, to reauthorize the Deep Seabed Hard Minerals Resources Act for fiscal years 1983, 1984, and 1985. Agreed to amend the title of the bill;

**Page 30328**

*Outer Continental Shelf Act amendments:* H.R. 5906, amended, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to clarify provisions relating to claims, financial responsibility, and civil penalties; and

**Page 30332**

*Indiana Wilderness:* S. 2710, to establish the Charles C. Deam Wilderness in the Hoosier National Forest, Indiana—clearing the measure for the President.

**Page 30358**

**Suspensions Failed:** House failed to suspend the rules and pass the following:

*Teacher excellence:* H.J. Res. 429, amended, to establish State commission on teacher excellence (failed by a yea-and-nay vote of 225 yeas to 153 nays, Roll No. 436, two-thirds of those present not voting in favor);

**Page 30257, 30362**

*Critical materials:* H.R. 4281, amended, to provide for a Council on Critical Materials, for development of a continuing and comprehensive national materials policy, and for programs necessary to carry out that policy (failed by a yea-and-nay vote of 215 yeas to 164 nays, Roll No. 437, two-thirds of those present not voting in favor);

**Page 30256, 30362**

*South Nevada water projects:* S. 1621, amended, to authorize the replacement of existing pump casings in southern Nevada water project pumping plants 1A and 2A (failed by a yea-and-nay vote of 67 yeas to 315 nays, Roll No. 440);

**Page 30336, 30366**

*North American Convention tax rules:* H.R. 3191, amended, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions (failed by a yea-and-nay vote of 219 yeas to 164 nays, Roll No. 441, two-thirds of those present not voting in favor); and

**Page 30339, 30367**

*Indian claims:* H.J. Res. 553, amended, to authorize Indian tribes to bring certain actions on behalf of their members with respect to certain legal claims (failed by a yea-and-nay vote of 228 yeas to 153 nays, Roll No. 442, two-thirds of those present not voting in favor).

**Pages 30413, 30367**

**Late Reports:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 5447, to extend the Commodity Exchange Act; and

Committee on Rules received permission to have until midnight tonight to file a privileged report.

**Pages 30272, 30274**

**Transportation Appropriations:** It was made in order to consider the conference report on H.R. 7019, making appropriations for the Department of Transportation and related agencies tomorrow, or any day thereafter.

**Page 30284**

**Supreme Court Police:** House cleared for the President H.R. 6204, to provide for appointment and authority of the Supreme Court Police; by agreeing to the Senate amendment thereto.

**Page 30338**

**Technical Corrections:** House agreed to Senate amendments numbered 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 19, 20, 21, 22, 23, 25, 28, 29, 32, and 35; agreed, with amendments, to Senate amendments numbered 1, 10, 14, 16, 17, 26, 30, 31, 33, 34, 36, and 37; and disagreed to Senate amendments numbered 9, 15, 18, 24, and 27 to H.R. 6056, to make technical corrections related to the Economic Recovery Tax Act of 1981, the Crude Oil Windfall Profit Tax Act of 1980, and the Installment Sales Revision Act of 1980; and asked a conference. Appointed as conferees: Representatives Rostenkowski, Gibbons, Pickle, Rangel, Stark, Conable, Duncan, and Archer.

**Page 30346**

**Periodic Payment Settlements:** House agreed, with amendment, to the Senate amendment to the text of H.R. 5470, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of periodic payments for damages received on account of personal injury or sickness—returning the measure to the Senate. Agreed to the amendment of the Senate to the title of the bill.

**Page 30350**

**Defense Sales:** House cleared for the President H.R. 6758, to authorize the sale of defense articles, defense services, and unclassified defense service publications to United States companies for incorporation into end items to be sold to friendly foreign countries; by agreeing to the Senate amendments thereto.

**Page 30360**

**D.C. Appropriations:** House disagreed to the Senate amendments to H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983; and agreed to a conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, Wilson, Lehman, Whitten, Coughlin, Green, Porter, and Conte.

Conferees received permission to have until midnight Wednesday, December 15, to file the conference report on H.R. 7144.

Subsequently, it was made in order to consider the conference report on H.R. 7144 on Thursday, December 16, or any day thereafter.

**Page 30368**

**Royalty Collection Act:** House agreed, with amendment, to the Senate amendment to the text of H.R. 5121, to improve the collection of Federal royalties and lease payments derived from certain natural resources under the jurisdiction of the Secretary of the Interior—returning the measure to the Senate. Agreed to the amendment of the Senate to the title of the bill.

**Page 30368**

**Referrals:** Four Senate-passed measures were referred to the appropriate House committees.

**Page 30360**

**Adjournment:** Met at noon and adjourned at 7:25 p.m.

## *Committee Meetings*

### MISCELLANEOUS MEASURES

*Committee on Education and Labor:* Subcommittee on Labor-Management Relations held a hearing on the following bills: H.R. 1641, to amend the Internal Revenue Code of 1954 and the Employee Retirement Income Security Act of 1974 to provide greater protection to women under private pension plans; S. 1785, Labor Management Racketeering Act of 1982; H.R. 1979, to amend the National Labor Relations Act to provide that the duty to bargain collectively includes bargaining with respect to retirement benefits for retired employees; H.R. 2334, to amend the National Labor Relations Act to provide that the duty to bargain collectively includes bargaining with respect to retirement benefits for retired employees; H.R. 3632, Terminated Employee Pension Restoration Act of 1981; H.R 6226, to amend the Employee Retirement Income Security Act of 1974 to facilitate recovery, in civil actions brought by participants and beneficiaries under employee benefit plans, of benefits wrongfully denied them under such plans, and to provide for recovery by such participants and beneficiaries of a reasonable attorney's fee and costs of the action in all cases in which such denials are arbitrary or capricious; and S. 1785, to increase the penalties for violations of the Taft-Hartley Act, to prohibit persons, upon their convictions of certain crimes, from holding offices in, or certain positions related to, labor organizations and employee benefit plans, and to clarify certain responsibilities of the Department of Labor. Testimony was heard from Representatives Brown of California, Ferraro and Frank; from the following officials of the Department of Labor. Raymond J. Donovan, Secretary and Jeffrey Clayton, Administrator, Pension and Welfare Benefit Program and a public witness.

### FTC

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing to review consumer protection law enforcement activities of the FTC and other matters pertaining to the administration of the agency. Testimony was heard from the following officials of the FTC: James C. Miller III, Chairman; David A. Clanton, Michael Pertschuk and Patricia P. Bailey, all Commissioners; Timothy J. Muris, Director, Bureau of Consumer Protection; Thomas J. Campbell, Director, Bureau of Competition and Robert Tollison, Director, Bureau of Economics.

### STEAM GENERATOR PROBLEMS

*Committee on Interior and Insular Affairs:* Subcommittee on Oversight and Investigations held a hearing on steam generator problems at commercial nuclear power plants. Testimony was heard from the following officials of the NRC: Nunzio J. Pallidino, Chairman; Gus Lainus, Assistant Director for Operating Reactors, Darrell Eisenhut, Director of Licensing and Fran Congel, Chief, Radiological Assessment Branch and public witnesses.

## FURTHER CONTINUING APPROPRIATIONS

*Committee on Rules:* Granted a modified open rule providing one hour of debate on H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983. Testimony was heard from Chairman Whitten and Representatives Fazio, Edwards of California, Brown of California, Edgar, Markey, Simon, Tauzin, Wyden, Dorgan, Conte, Coughlin, Leach, Craig and Schneider.

◆◆◆◆◆◆◆◆◆◆◆◆

# *Tuesday, December 14, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 30613–30842*

**Measures Introduced:** Five bills and two resolutions were introduced, as follows: S. 3097–3101, and S. Res. 514–515. **Page 30816**

**Measures Reported:** Reports were made as follows:

S. 3074, to increase minimum loan rates and require acreage limitation and paid land diversion programs for the 1983, 1984, and 1985 crops of wheat, feed grains, upland cotton, and rice, and to develop export markets for U.S. agricultural commodities, with an amendment in the nature of a substitute.

S. Res. 498, prohibiting the sale of the U.S. Custom House at Bowling Green, in New York City.

S. Res. 514, ordering a space needs study of Social Security Data Processing Center in Wilkes-Barre, Pennsylvania, including a site survey for proposed relocation thereof. **Page 30816**

**Measures Passed:**

*Honoraria Income of Senators:* By 54 yeas to 38 nays, Senate agreed to S. Res. 512, repealing rule XXXVI of the Standing Rules of the Senate relating to honoraria income for Members of the Senate. **Page 30640**

*Relief from Natural Gas Prices:* By 90 yeas to 3 nays, Senate agreed to S. Res. 515, relating to the need to provide the Nation's natural gas consumers with immediate and long-term relief from rapidly increasing natural gas prices, by taking a number of actions to reduce or restrain such price increases, and by providing financial assistance to low-income consumers of natural gas. **Page 30799**

*Department of the Interior Appropriations, 1983:* By 84 yeas to 9 nays, Senate passed H.R. 7356, appropriating funds for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983, after taking action on additional amendments proposed thereto, as follows: **Pages 30617, 30772**

Adopted:

(1) McClure modified unprinted amendment No. 1433, that, except for certain described lands, none of the funds provided in the Act shall be obligated for any aspect of the processing or issuance of permits or leases pertaining to exploration for or development of coal, oil, gas, oil shale, phosphate, potassium, sulphur, gilsonite, or geothermal resources on Federal lands with any component of the National Wilderness Preservation System or within any Forest Service RARE II areas recommended for wilderness designation or allocated to further planning; that nothing in the section shall prohibit the expenditures of funds for any aspect of the processing or issuance of permits pertaining to exploration for or development of the mineral resources described; that funds provided in the Act may be used by the Secretary of Agriculture or the Secretary of the Interior to issue under their existing authority such permits as may be necessary to conduct prospecting, seismic surveys, and core sampling conducted by helicopter or other means not requiring construction of roads or improvement of existing roads or ways, for the purpose of gathering information about and inventorying energy, mineral, and other resource values of such area, if such activity is carried out in a manner compatible with the preservation of the wilderness environment; that the seismic activities involving the use of explosives shall not be permitted in designated wilderness areas; and that funds provided in the Act may be used by the Secretary of the Interior to augment recurring surveys of the mineral values of wilderness areas and acquire information on other national forest and public land areas withdrawn pursuant to the Act, by conducting, in conjunction with the Secretary of Energy, the national laboratories, or other Federal agencies, as appropriate, such mineral inventories or areas withdrawn as he deems appropriate. **Page 30620**

(2) McClure unprinted amendment No. 1434, of a technical and conforming nature. **Page 30625**

(3) Helms-East unprinted amendment No. 1435, providing funds for the operation of the Pisgah Forest National Fish Hatchery through September 30, 1983. **Page 30627**

(4) Durenberger unprinted amendment No. 1437, providing funds to carry out the study of the Study Committee established pursuant to Public Law 96–607 (94 Stat. 3542). **Page 30632**

(5) Melcher unprinted amendment No. 1438 (to McClure modified unprinted amendment No. 1433) in the nature of a substitute.

Page 30638

(6) Armstrong unprinted amendment No. 1439, providing that the Secretary of the Interior may, within the State of Colorado, lease to the holder of the Federal oil shale lease known as Federal Prototype Tract C-a additional lands necessary for the disposal of oil shale wastes and the materials removed from mined lands, and for the building of plants, reduction works, and other facilities connected with oil shale operations; that the Secretary may only issue one offsite lease of not more than 320 acres to any person, association or corporation which has the right to develop oil shale on non-Federal lands; that the Secretary may issue offsite leases after consideration of the need for such lands, impacts on the environment and other resource values, and upon a determination that the public interest will be served thereby; and that the Secretary may issue an offsite lease after consideration of (a) the need for leasing, (b) impacts on the environment and other resource values, (c) socioeconomic factors, and (d) information from consultations with the Governors of the affected States. Page 30639

Rejected:

By 47 yeas to 48 nays, Bumpers unprinted amendment No. 1436, to delete $2.13 million from the Bureau of Land Management's coal leasing program.

Page 30628

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators McClure, Stevens, Laxalt, Garn, Schmitt, Cochran, Andrews, Rudman, Hatfield, Robert C. Byrd, Johnston, Huddleston, Leahy, DeConcini, Burdick, Bumpers, and Proxmire.

Page 30775

**Surface Transportation Assistance Act of 1982:** Senate continued consideration of H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, withdrawing the committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows: Pages 30643, 30685, 30763, 30775, 30804

Rejected:

(1) By 44 yeas to 53 nays, Robert C. Byrd unprinted amendment No. 1441, to modify the third-year tax cut for individuals with taxable income over $50,000.

Page 30733

(2) By 40 yeas to 54 nays, Bentsen unprinted amendment No. 1443 (to Bentsen unprinted amendment No. 1442), to modify the third-year tax cut by changing the effect date to April 1, 1983, to defer 5 percent of the tax cut until there is no deficit in the annual Federal Budget. (Bentsen unprinted amendment No. 1442 was subsequently withdrawn.)

Page 30766

(3) Kassebaum unprinted amendment No. 1444, to amend the Natural Gas Policy Act of 1978. (By 56 yeas to 38 nays, Senate tabled division 1 of the amendment, dealing with take-or-pay clauses. By 62 yeas to 33 nays, Senate tabled division 2 of the amendment, dealing with a price freeze of natural gas.)

Page 30775

A motion to close further debate on unprinted amendment No. 1440 (printed Amendment No. 4998) was entered and, in accordance with Senate Rule XXII, vote on such motion will occur on Thursday, December 16.

Page 30793

A motion to close further debate on the bill (H.R. 6211) was entered and, in accordance with Senate Rule XXII, vote on such motion will also occur on Thursday, December 16.

Page 30793

Pending:

(1) Baker unprinted amendment No. 1440 (printed Amendment No. 4998), in the nature of a substitute for the bill.

Page 30686

(2) Metzenbaum unprinted amendment No. 1446 (printed Amendment No. 5008), to provide that only steel manufactured in the United States is used in the construction of highways.

Page 30798

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, December 15.

**Justice Assistance Act of 1982:** By unanimous consent, in the engrossment of the Senate amendments to H.R. 4481, authorizing funds through fiscal year 1986 for Federal criminal justice assistance to aid State and local law enforcement efforts, the following amendments were considered as having been agreed to prior to third reading:

(1) Creating a Federal offense for robbery of a pharmacy;

(2) Providing Federal criminal penalties for tampering with food, drugs and cosmetics;

(3) Establishing a Federal offense for a continuing career of robberies or burglaries; and

(4) Making improvements in laws relating to violent crime and illegal drugs. Page 30651

**Losses Due to Ban on Use of Tris:** Senate concurred in the amendment of the House to S. 823, providing for the payment of losses incurred as a result of the ban on the use of the chemical tris in certain fabrics. Page 30762

**Nominations Received:** Senate received the following nominations:

William T. Dillard III, of Tennessee, to be U.S. Attorney for the Northern District of Florida.

One Navy nomination in the rank of Admiral.

Routine list of Public Health Service nominations. **Page 30843**

**Messages From the President:** **Page 30811**

**Messages From the House:** **Page 30811**

**Measures Referred:** **Page 30812**

**Measures Ordered Placed on Calendar:** **Page 30812**

**Communications:** **Page 30813**

**Statements on Introduced Bills:** **Page 30816**

**Amendments Submitted for Printing:** **Page 30822**

**Committee Authority To Meet:** **Page 30826**

**Additional Statements:** **Page 30826**

**Nominations:** **Page 30843**

**Record Votes:** Eight record votes were taken today. (Total—411)

**Pages 30657, 30642, 30765 30771, 30775, 30793, 30798, 30804**

**Recess:** Senate convened at 9:30 a.m., and recessed on Wednesday, December 15, at 1:29 a.m., to reconvene at 10 a.m., the same day. (For Senate's program, see remarks of Senator Baker in today's Record at page 30843.)

## *Committee Meetings*

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported the following business items:

The nomination of W. Paul Thayer, of Texas, to be Deputy Secretary of Defense;

An original resolution authorizing expenditures by the committee through February 28, 1983 for the training of professional staff; and

3,119 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, the committee concluded hearings on the nomination of Mr. Thayer, after the nominee, who was introduced by Senators Tower and Bentsen, testified and answered questions in his own behalf.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Diane K. Morales, of Texas, to be a Member of the Civil Aeronautics Board, after the nominee testified and answered questions in her own behalf.

### U.S. SENATE PRODUCTIVITY AWARD

*Committee on Commerce, Science, and Transportation:* Committee approved for reporting S. Res. 503, to establish the United States Senate Productivity Award.

### MOTOR CARRIER ACT

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation concluded oversight hearings on the implementation of the Motor Carrier Act (P.L. 96–296), focusing on the impact of the act on the trucking industry, labor, shippers, and consumers, after receiving testimony from Charles Swinburn, Deputy Assistant Secretary of Transportation for Policy and International Affairs, and Edward H. Rastatter, Chief, Regulatory Policy Division, Department of Transportation; Reese H. Taylor, Jr., chairman, Interstate Commerce Commission; Irwin H. Silberman, Irwin H. Silberman Associates, Potomac, Maryland, and Nelson J. Cooney, both representing the American Trucking Association; and Donald Kuster, Ken Bowers, and John Dolan, all of the National Industrial Transportation League, Richard D. Henderson and John DeVierno, both on behalf of the Private Truck Council of America, Inc., and Robert J. Gallagher, Transportation Brokers Conference of America, all of Washington, D.C.

### WATER RESOURCES AND SCENIC RIVERS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on the following bills:

S. 3060, extending Federal protections to certain wild and scenic study rivers, after receiving testimony from Senator Hatfield; and Christopher Brown, American Rivers Conservation Council, Washington, D.C.; and

S. 2811, extending certain restrictions of water resource project construction for one year on the Tuolumne River, California, after receiving testimony from Senators Hayakawa and Cranston; Richard Lehman, Representative-Elect; Gerald H. Meral, California Department of Water Resources, and Robert P. Will, Association of California Water Agencies, both of Sacramento; John Amodio, Tuolumne Preservation Trust, San Francisco, California; Dick Linford, Tuolumne River Expeditions/Echo River Company, Oakland, California; Philip Short, Turlock Irrigation District, Turlock, California; Ernest Geddes, representing the Modesto Irrigation District, Modesto, California; and Christopher Brown, American Rivers Conservation Council, Washington, D.C

Testimony was also received on both the aforementioned bills from Gary E. Cargill, Associate Deputy Chief, National Forest System, U.S. Forest Service, Department of Agriculture; and David G. Wright, Chief, Office of Park Planning and Environmental Quality, National Park Service, Department of the Interior.

### EFFLUENT LIMITATIONS—MODIFICATIONS

*Committee on Environment and Public Works:* Committee ordered favorably reported H.R. 7159, allowing modifications of certain effluent limitations relating to biochemical oxygen demand and pH with regard to two pulp mills in the State of California.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

An original bill S. 3107 authorizing funds for fiscal year ending September 30, 1983 for the Board for International Broadcasting, in lieu of S. 3052;

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of the aforementioned original bill;

S. Con. Res. 126, calling upon the United States Government to support the people of Afghanistan with material assistance in their struggle to be free from foreign domination;

S. Con. Res. 46, expressing the sense of the Congress with regard to the mutual security efforts of the United States and Japan, with an amendment in the nature of a substitute;

S. 3066, requiring that any future Presidential certification for aid to El Salvador must include a determination that the Government of El Salvador has made good faith efforts to investigate the murders of six U.S. citizens, and to bring to justice all those responsible; and

The nominations of Paul D. Wolfowitz, of the District of Columbia, to be Assistant Secretary of State for East Asian and Pacific Affairs, and Richard Fairbanks, of the District of Columbia, for the rank of Ambassador while serving as Special Adviser to the Secretary of State.

### U.S. STRATEGIC DOCTRINE

*Committee on Foreign Relations:* Committee held hearings on U.S. strategic doctrine, focusing on the strategic, foreign policy and arms control implications of the Peacekeeper missile in a closely spaced basing deployment, receiving testimony from Caspar W. Weinberger, Secretary of Defense, Richard D. DeLauer, Under Secretary of Defense for Research and Engineering, and Ronald F. Lehman, Jr., Deputy Assistant Secretary of Defense for Strategic and Theater Nuclear Force Policy.

Hearings were recessed subject to call.

### NOMINATIONS

*Committee on Governmental Affairs:* Committee approved for reporting the nominations of Geoffrey M. Alprin and Virginia L. Riley, each to be an Associate Judge for the Superior Court of the District of Columbia.

### INTELLIGENCE BRIEFING

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, and held a closed business meeting on pending business items, but made no announcements, and recessed subject to call.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 8 public bills, H.R. 7414–7421; and 3 resolutions, H. Con. Res. 434, and H. Res. 627 and 628 were introduced.

**Page 30611**

**Reports Filed:** Reports were filed as follows:

Report entitled "Investigation Pursuant to House Resolution 518 Concerning Alleged Improper or Illegal Sexual Conduct, Alleged Illicit Use or Distribution of Drugs, and Alleged Preferential Treatment of House Employees By Members, Officers, or Employees of the House" by the Committee on Standards of Official Conduct (H. Rept. 97–965);

H. Res. 628, providing for the consideration of S. 1964, to designate certain lands in the Mark Twain National Forest, Missouri, which comprise about seventeen thousand five hundred and sixty-two acres, and known as the Irish Wilderness, as a component of the National Wilderness Preservation System (H. Rept. 97–966); and

H. Res. 621, amending the Rules of the House of Representatives to establish an office for the bicentennial of the House of Representatives (H. Rept. 97–967).

**Page 30612**

**Virgin Islands Revenue:** House agreed, with an amendment, to Senate amendment numbered 1; and disagreed to Senate amendments numbered 2, 3, and 4 to H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income—returning the measure to the Senate. Agreed to the Senate amendment to the title.

**Page 30432**

**Drugs for Rare Diseases:** House agreed to the amendment of the Senate with an amendment to H.R. 5238, to amend the Federal Food, Drug, and Cosmetic Act to facilitate the development of drugs for rare diseases and conditions—returning the measure to the Senate.

**Page 30441**

**Continuing Appropriations:** By a yea-and-nay vote of 204 yeas to 200 nays, Roll No. 451, the House passed H.J. Res. 631, making further continuing appropriations and providing for productive employment for fiscal year 1983.

Rejected a motion to recommit the resolution to the Committee on Appropriations with instructions to report the resolution back to the House forthwith with title II stricken and $44 million funding for Radio Liberty of the Voice of America (rejected by a yea-and-nay vote of 191 yeas to 215 nays, Roll No. 450).

Agreed To:

An amendment that requires that at least fifty percent of the Agency for International Development bilateral assistance funds must be used to finance projects which directly benefit the "truly poor" (agreed to by a recorded vote of 227 ayes to 184 noes, Roll No. 444);

An amendment that allows individuals receiving Supplemental Security Income payments to receive assistance from private non-profit organizations or public utilities without having their SSI benefits reduced or eliminated as a result of the assistance;

An amendment that establishes a new cap on salaries of Members of Congress at $69,800 per year (agreed to by a recorded vote of 303 ayes to 109 noes, Roll No. 445);

An amendment that deletes all funds provided by the resolution for the Clinch River Breeder Reactor, except those for termination costs (agreed to by a recorded vote of 217 ayes to 196 noes, Roll No. 447);

An amendment that prohibits any expenditure for the Bureau of Reclamation's O'Neill Irrigation Unit in Nebraska (agreed to by a recorded vote of 245 ayes to 144 noes, Roll No. 448); and

An amendment that deletes all funds provided by the resolution for the Garrison Diversion water project in North Dakota (agreed to by a recorded vote of 252 ayes to 152 noes, Roll No. 449).

Rejected an amendment that sought to continue the current cap on salaries of Members of Congress at $60,662 per year (rejected by a recorded vote of 208 ayes to 208 noes, Roll No. 446).

An amendment was offered, but subsequently withdrawn, that sought to increase the funding for the Peace Corps by $25 million.

H. Res. 626, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 223 yeas to 163 nays, Roll No. 443.

Pages 30454, 30533

**Adjournment:** By a yea-and-nay vote of 122 yeas to 202 nays, Roll No. 452, the House rejected a motion to adjourn.

Page 30549

**Suspensions:** House voted to suspend the rules and take the following actions:

*Effigy Mounds National Monument:* Passed S. 1661, amended, to authorize the Secretary of the Interior to acquire certain lands by exchange for an addition to Effigy Mounds National Monument in the State of Iowa;

Page 30559

*Voyageurs National Park:* Agreed to the amendments of the Senate numbered 2 and 3 to the amendment of the House to S. 625, to revise the boundary of Voyageurs National Park in the State of Minnesota; and agreed to the Senate amendment numbered 1 to the amendment of the House with an amendment—returning the measure to the Senate; and

Page 30562

*Educational mining:* Passed S. 1501, amended, entitled the "Educational Mining Act of 1982".

Page 30564

**Suspensions—Votes Postponed:** House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, December 15:

*Oregon National Forest lands:* H.R. 7340, amended, to designate certain National Forest System lands in the State of Oregon for inclusion in the National Wilderness Preservation System; and

Page 30550

*Paddy Creek Wilderness:* S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System.

Page 30569

**Adjournment:** Met at 11 a.m. and adjourned at 12:14 a.m., December 15.

## *Committee Meetings*

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

### REPROGRAMMINGS

*Committee on Armed Services:* Approved two reprogrammings.

Prior to this action, the Committee held a hearing on pending reprogrammings. Testimony was heard from Brig. Gen. Richard D. Kenyon, Office of the Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army.

## ENTITLEMENT POLICY-MAKING

*Committee on the Budget:* Task Force on Entitlements, Uncontrollables, and Indexing held a hearing on Entitlement Policy-Making: Assessing State and Federal Data Programs. Testimony was heard from Linda McMahon, Associate Commissioner for Family Assistance, Social Security Administration, Department of Health and Human Services and public witnesses.

## EPA CONTEMPT CITATION

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations approved for full Committee action a resolution recommending that the Administrator of EPA be cited for contempt of Congress.

Prior to this action, the Subcommittee held a hearing on the Environmental Protection Agency: Withholding of Superfund files. Testimony was heard from Ann McGill Gorsuch, Administrator, EPA.

## MISCELLANEOUS MEASURES

*Committee on Foreign Affairs:* Ordered reported the following measures: H.R. 7367, to amend the Board for International Broadcasting Act of 1973 to authorize additional appropriations for fiscal year 1983; H.R. 7351, to provide for the distribution within the United States of the U.S. Information Agency film entitled "Dumas Malone: A Journey with Mr. Jefferson"; H. Con. Res. 425, amended, to express the sense of the Congress concerning Americans missing in action in Laos; H. Con. Res. 86, amended, to establish a Special Committee on Advisory Opinions from the World Court; a clean resolution to be introduced in lieu of H. Con. Res. 433, condemning all forms of religious persecution and discrimination as a violation of human rights; H.R. 7323, with regard to Presidential certifications on conditions in El Salvador; H. Con. Res. 423, expressing the full support of the Congress for the Republic of Costa Rica and its democratic institutions as that country responds to the current economic crisis, and for Costa Rica's efforts to contribute to the peaceful resolution of conflicts in Central America; and H.R. 6032, amended, Nuclear Nonproliferation Policy Act of 1982.

## NARCOTICS SITUATION

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs held a hearing to review the Attorney General's trip to Asia in regards to the narcotics situation. Testimony was heard from William French Smith, Attorney General.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations concluded hearings on religious persecution as a violation of human rights, Part IX, National and International Remedies. Testimony was heard from Tom Johnson, U.S. Mission to the United Nations, U.N. Economic and Social Council and public witnesses.

## U.S.-CUBAN RELATIONS

*Committee on Foreign Affairs:* Subcommittee on International Economic Policy and Trade and the Subcommittee on Inter-American Affairs held a hearing on Issues in U.S.-Cuban Relations. Testimony was heard from Thomas O. Enders, Assistant Secretary of State for Inter-American Affairs and public witnesses.

## LEGAL SERVICES CORPORATION

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded oversight hearings on the Legal Services Corporation. Testimony was heard from the following officials of the Legal Services Corporation: Donald P. Bogard, President; William F. Harvey, Chairman, Board of Directors and William J. Olson, Member, Board of Directors.

## DRUG ENFORCEMENT ACTIVITIES

*Committee on the Judiciary:* Subcommittee on Crime held a hearing on drug enforcement activities in Southeast Asia. Testimony was heard from Dominick L. DiCarlo, Assistant Secretary, Bureau of International Narcotics Matters, Department of State and Francis Mullen, Jr., Acting Administrator, Drug Enforcement Administration, Department of Justice.

## EDA INITIATIVES

*Committee on Public Works and Transportation:* Subcommittee on Economic Development held a hearing to review EDA initiatives of this Administration that have occurred over the past fiscal year and to review plans and procedures for fiscal year 1983. Testimony was heard from Carlos C. Campbell, Assistant Secretary for Economic Development, Department of Commerce.

Hearings continue December 16.

## EPA CAFETERIA

*Committee on Public Works and Transportation:* Subcommittee on Investigations and Oversight concluded hearings on the missing cafeteria at Waterside Mall for employees of EPA. Testimony was heard from the following officials of the GAS: Joseph A. Sickon, Inspector General and Richard A. Haase, Commissioner, Public Buildings Service and James G. Mitchell, Associate Director, Procurement, Logistics, and Readiness Division, GAO.

### IRISH WILDERNESS

*Committee on Rules:* Granted a modified open rule providing one hour of debate on S. 1964, to designate certain lands in the Mark Twain National Forest, Missouri, which comprise about seventeen thousand five hundred and sixty-two acres, and known as the Irish Wilderness, as a component of the National Wilderness Preservation System. Testimony was heard from Representatives Seiberling, Volkmer, Lujan, Emerson, Young of Alaska and Bailey of Missouri.

### OFFICE FOR THE BICENTENNIAL OF THE HOUSE OF REPRESENTATIVES

*Committee on Rules:* Ordered reported H. Res. 621, to amend the Rules of the House of Representatives to establish an Office for the Bicentennial of the House of Representatives. Testimony was heard from Representative Gingrich.

### AERONAUTICS POLICY

*Committee on Science and Technology:* Subcommittee on Transportation, Aviation and Materials held a hearing on Aeronautics Policy. Testimony was heard from Dr. Victor Reis, Assistant Director, National Security and Space, Office of Science and Technology Policy and public witnesses.

### COMMITTEE BUSINESS

*Committee on Standards of Official Conduct:* Met in executive session to consider pending business.

### VETERANS' ADMINISTRATION: MEDICAL CONSTRUCTION PROGRAM

*Committee on Veterans' Affairs:* Subcommittee on Hospitals and Health Care held a hearing on the Veterans' Administration medical construction program. Testimony was heard from Representatives Frenzel and Nelson; Robert Peterson, Senior Associate Director, Human Resources Division, GAO; Everett Alvarez, Jr., Deputy Administrator, VA and representatives of veterans' organizations.

### REIMBURSEMENT OF SERVICES PROVIDED BY MENTAL HEALTH SPECIALISTS

*Committee on Ways and Means:* Subcommittee on Health held a hearing to examine proposals to provide medicare coverage of personal emergency response systems and proposals to provide direct reimbursement of services provided by mental health specialists. Testimony was heard from Representative Fithian; Don Young, Deputy Director, Bureau of Program Policy, Health Care Financing Administration, Department of Health and Human Services and public witnesses.

## *Wednesday, December 15, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 31025–31202*

**Measures Introduced:** Three bills and two resolutions were introduced, as follows: S. 3103–3105, and S. Res. 516–517.
**Page 31178**

**Measures Reported:** Reports were made as follows:

S. Con. Res. 46, expressing the sense of the Congress with regard to the mutual security efforts of the United States and Japan, with an amendment in the nature of a substitute.

Special report entitled "Final Report of the Select Committee to Study Undercover Activities of Components of the Department of Justice." (S. Rept. No. 97–682)

S. Res. 503, establishing a United States Senate Productivity Award.

H.J. Res. 631, making further continuing appropriations through September 30, 1983, for the Federal Government, with amendments.

S. 2998, declaring that the United States hold in trust certain lands in Nevada for the Las Vegas Paiute Indian Tribe, with amendments. (S. Rept. No. 97–683)

H.R. 4496, clarifying the citizenship status of members of the Texas Band of Kickapoo Indians, providing for a reservation for the Texas Band of Kickapoo, and providing those services and benefits furnished to American Indian tribes and individuals, with an amendment in the nature of a substitute. (S. Rept. No. 97–684)
**Page 31177**

**Measures Passed:**

*Commission Executive Exchange Fee Authorization:* Senate passed S. 3103, providing that participation fees, which the President's Commission on Executive Exchange may impose for private sector participation in its Executive Exchange Program, shall be collected and credited to the fund, and shall be available for the costs of education and related travel of exchanged executives, for printing, and in such amounts as may be specified in appropriations acts for entertainment expenses.
**Page 31036**

*Wyoming Wilderness Act of 1982:* Senate passed S. 2118, designating certain lands in Wyoming as wilderness areas, after agreeing to a committee amendment in the nature of a substitute.
**Page 31165**

*Select Committee To Study Law Enforcement Undercover Activities of Components of the Department* *of Justice.* Senate agreed to S. Res. 517, relating to funding of the Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice.

**Page 31168**

*West Virginia Judicial Districts:* Senate passed S. 3105, modifying the judicial district of the State of West Virginia.

**Page 31168**

**Surface Transportation Assistance Act of 1982:** Senate continued consideration of H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, taking action on additional amendments proposed thereto, as follows:

**Pages 31037, 31090, 31105, 31169**

Adopted:

(1) Brady-Bradley unprinted amendment No. 1447, designating certain routes as Interstate Routes 95 and 695 and designating certain highways as Interstate 95.

**Page 31037**

(2) Boren unprinted amendment No. 1449, excluding certain farm trucks from the excise tax on heavy trucks.

**Page 31090**

(3) Symms modified unprinted amendment No. 1450, delaying the impact of the generation skipping tax until after January 1, 1984.

**Page 31090**

(4) Ford unprinted amendment No. 1451, expediting Office of Surface Mining grants to States for abandoned mine land reclamation projects.

**Page 31093**

(5) Sarbanes unprinted amendment No. 1452, allowing the transferability of Interstate System funds to certain projects.

**Page 31097**

(6) Robert C. Byrd unprinted amendment No. 1453, adding "modifications to chlor-alkali electrolytic cells" as specifically defined energy property eligible for the business energy credit.

**Page 31098**

(7) Dole (for D'Amato) unprinted amendment No. 1454, lowering the limitation on defined benefit plans established for policemen and firemen.

**Page 31099**

(8) Durenberger unprinted amendment No. 1455, clarifying eligibility for interstate funding of certain interstate highway projects.

**Page 31100**

(9) Murkowski-Stevens unprinted amendment No. 1459, raising by $1 the threshold amount of gross income which triggers the requirement that a dependent file an income tax return.

**Page 31105**

(10) Dixon unprinted amendment No. 1460, requiring the Secretary of the Treasury to conduct a study with respect to the tax status of members of religious orders and to suspend application of certain revenue rulings.

**Page 31105**

(11) Roth unprinted amendment No. 1462, extending for an additional year the exclusion from gross income of the cancellation of certain student loans.

**Page 31119**

(12) Dodd unprinted amendment No. 1463, expressing the sense of the Congress that Highway Trust Fund obligations be accelerated.

**Page 31120**

(13) Dixon unprinted amendment No. 1464, retaining the escalation mechanism for the interstate system transfer programs, and modifying the approval of interstate system transfer programs.

**Page 31120**

(14) Helms-East modified amendment No. 5002, allowing the approval of changes in location of certain interstate highway routes or segments.

**Page 31122**

(15) Danforth unprinted amendment No. 1465, excluding home energy assistance provided by private nonprofit organizations or by utilities from income for purposes of the supplemental security income and the aid to families with dependent children programs.

**Page 31122**

(16) Matsunaga unprinted amendment No. 1466, allowing a business expense deduction for certain conventions on cruise ships and reinstating the convention reporting requirement.

**Page 31124**

(17) Percy-Dixon unprinted amendment No. 1467, allowing approval of a project to replace LaSalle Peru Bridge in the State of Illinois.

**Page 31125**

(18) Heinz unprinted amendment No. 1469, providing an exemption for interest on certain governmental obligations under provisions other than the Internal Revenue Code of 1954.

**Page 31147**

(19) Helms unprinted amendment No. 1470, providing relief for certain pension plan distributions received during 1976 and 1977 and transferred to an individual retirement account.

**Page 31148**

(20) Humphrey-Rudman unprinted amendment No. 1471, providing that the Secretary shall not approve grants for highway projects in a State to the extent that grants used for such projects and for transit related projects in such State would exceed one-half of one percent of the funds available under 314.

**Page 31154**

(21) Grassley unprinted amendment No. 1473 (to Boschwitz unprinted amendment No. 1472), provid-

ing an exemption for farm equipment used in transporting livestock.

Page 31157

(22) Chafee-Sarbanes unprinted amendment No. 1474, including business development companies in the definition of regulated investment companies.

Page 31160

(23) Domenici unprinted amendment No. 1475, extending the affirmative commitment rule for the energy tax credit by 2 years.

Page 31164

Rejected:

(1) Metzenbaum modified amendment No. 5008, to provide that only steel, cement, and other products manufactured in the United States are used in the construction of highways. (By 51 yeas to 47 nays, Senate tabled the amendment.)

Page 31039

(2) By 17 yeas to 74 nays, Tsongas unprinted amendment No. 1461, reapportioning funds from the interstate system to 4B programs and bridge replacement and rehabilitation programs.

Page 31106

(3) Pryor unprinted amendment No. 1468, to eliminate the increase in, and extension of, excise taxes on articles other than gasoline, diesel fuel, and special motor fuels, and to maintain current gross weight, length and width limitations for vehicles using interstate systems. (By 48 yeas to 37 nays, Senate tabled the amendment.)

Page 31126

Pending:

(1) Dole unprinted amendment No. 1456 (printed Amendment No. 5598), relating to a decrease in holding period required for long-term capital gain treatment.

Page 31101

(2) Dole unprinted amendment No. 1457 (printed Amendment No. 5599), (to Dole unprinted amendment No. 1456), in the nature of a substitute.

Page 31102

(3) Boschwitz unprinted amendment No. 1472 (printed Amendment No. 5600), to lower the threshold weight subject to the vehicle parts tax and to lower the highway use tax.

Page 31154

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, December 16. At approximately 11 a.m., after the ascertaining of a required quorum, a cloture vote will occur on Baker Amendment No. 4998, in the nature of a substitute for the bill.

**Commodity Futures Trading Act—Conference Report:** Senate agreed to the conference report on H.R. 5447, authorizing funds for the Commodity Futures Trading Commission.

Page 13081

**Department of Agriculture Appropriations, 1983—Conference Report:** Senate agreed to the conference report on H.R. 7072, appropriating funds for fiscal year 1983 for agriculture, rural devlopment, and related agencies programs.

Page 31086

Senate concurred in the amendments of the House to Senate amendments numbered 14, 37, and 70.

Page 31090

**Antitrust Reciprocity:** Senate concurred in the amendments of the House to S. 816, placing certain conditions on the ability of foreign governments to sue for damages for antitrust violations in U.S. courts, and limiting the amount of antitrust damages recoverable by a foreign government to that amount which the U.S. Government would be entitled to recover.

Page 31168

**Nominations Received:** Senate received the following nominations:

Thomas E. Cooper, of Virginia, to be an Assistant Secretary of the Air Force.

Sherman E. Unger, of Ohio, to be United States Circuit Judge for the Federal Circuit.

1 Army nomination in the rank of General.

Routine list of Navy and U.S. Coast Guard nominations.

Page 31202

**Messages From the President:** Page 31176

**Messages From the House:** Page 31176

**Measures Referred:** Page 31177

**Statements on Introduced Bills:** Page 31178

**Amendments Submitted for Printing:** Page 31180

**Additional Statements:** 31183

**Nominations:** Page 31202

**Record Votes:** Three record votes were taken today. (Total–414)

Pages 31077, 31116, 31146

**Recess:** Senate convened at 10 a.m., and recessed on Thursday, December 16, at 1:43 a.m., to reconvene at 9:45 a.m., the same day. (For Senate's program, see remarks of Senator Stevens in today's Record on page 31202.)

## *Committee Meetings*

### CONTINUING APPROPRIATIONS

*Committee on Appropriations:* Committee ordered favorably reported with amendments H.J. Res. 631, making continuing appropriations through September 30, 1983, for the Federal Government.

### CALIFORNIA WILDERNESS LANDS

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Reserved Water concluded hearings on S. 1584, and H.R. 4083, bills designating certain lands in California as wilderness areas, after receiving testimony from Senators Hayakawa and Cranston; John B. Crowell, Assistant Secretary of Agriculture for Natural Resources and Environment; Mary Lou Grier, Deputy Director, National Park Service, Department of the Interior; Bernard Shanks, California Resources Agency, Sacramento; Dick Reid, Western Timber Association, and Patricia Hedge, The Wilderness Society, both of San Francisco, California; Ed Wren, Southwest Forest Industries, Phoenix, Arizona; Glen Duysen, Sierra Forest Products, Terra Bella, California; Carl G. Allen, representing the Kern River Wildlife Sanctuary, Russel Shay, Sierra Club, Oakland, California; Nancy Ingalsbee, United States Ski Association, Washington, D.C.; and John F. Wetzel, Jr., representing the American Motorcyclist Association and the Motorcycle Industry Council, Arlington, Virginia.

### BUSINESS MEETING

*Committee on Environment and Public Works:* On Tuesday, December 14, the committee ordered favorably reported the following resolutions:

S. Res. 498, prohibiting the sale of the U.S. Custom House at Bowling Green, in New York City; and

An original resolution (S. Res. 514) ordering a space needs study of the Social Security Data Processing Center, in Wilkes-Barre, Pennsylvania.

### WATER POLLUTION CONTROL

*Committee on Environment and Public Works:* Subcommittee on Environmental Pollution concluded oversight hearings on public attitudes toward water pollution control and conservation of water resources, after receiving testimony from William K. Reilly, Natural Resources Council of America, Washington, D.C.; and Louis Harris, Louis Harris Associates, New York City.

### ACCRUAL METHOD OF ACCOUNTING

*Committee on Finance:* Committee concluded hearings on S. 2985, to clarify that taxpayers who use the accrual method of accounting shall not be deemed to be in receipt of income until the right to receive the income becomes legally enforceable, after receiving testimony from Senators Cannon and Laxalt; John E. Chapoton, Assistant Secretary of the Treasury for Tax Policy; Harry Wald Caesar's Palace, Las Vegas, Nevada; John V. Giovenco, Hilton Hotels Corporation, Beverly Hills, California; Robert Frisch, Rogers & Wells, New York City; Milton Levenfeld, Levenfeld, Eisenberg, Janger, Glassberg and Lippitz, Chicago, Illinois; and Robert Juliano, Hotel and Restaurant Employees and Bartenders International Union, and James E. Ritchie, both of Washington, D.C.

### COMPUTER MATCHING PROGRAMS

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management began oversight hearings on the use of computer matching by Federal and State agencies to detect fraud, waste, or mismanagement in government programs, receiving testimony from Richard P. Kusserow, Inspector General, Department of Health and Human Services, and Co-chairman, Long Term Computer Matching Project, President's Council on Integrity and Efficiency (PCIE); Frank Haendler, Project Director, Long Term Computer Matching Project (PCIE); Thomas F. McBride, Stanford University, Stanford, California, and former Inspector General, Department of Labor; John H. Shattuck, American Civil Liberties Union, Robert E. Smith, "Privacy Journal," and Ronald L. Plesser, Blum and Nash, all of Washington, D.C.; and Norma Rollins, New York Civil Liberties Union, New York City.

Hearings continue on tomorrow.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 6 public bills, H.R. 7422–7427; 1 private bill, H.R. 7428; and 3 resolutions, H. Res. 629–631, were introduced.

**Page 31023**

**Reports Filed:** Reports were filed as follows:

Report entitled "Congressional Proceedings Against Anne M. Gorsuch, Administrator, United States Environmental Protection Agency, for Withholding Subpoenaed Documents Relating to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980" (H. Rept. 97–968);

H. Res. 629, providing for the consideration of H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region (H. Rept. 97–969);

H. Res. 630, providing for the consideration of H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions (H. Rept. 97–970);

H. Res. 631, providing for the consideration of S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System (H. Rept. 97–971); and

Conference report on H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983 (H. Rept. 97–972).

**Page 31023**

**Journal:** By a yea-and-nay vote of 270 yeas to 57 nays with 3 voting "present", Roll No. 453, the House approved the Journal of Tuesday, December 14.

**Page 30907**

**Interior Appropriations:** House disagreed to the Senate amendments to H.R. 7356, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983; and agreed to a conference. Appointed as conferees: Representatives Yates, Murtha, Dicks, AuCoin, Ratchford, Whitten, McDade, Regula, Loeffler, and Conte.

**Page 30908**

**Suspensions Failed:** House failed to suspend the rules and pass the following bills, debated on Tuesday, December 14:

*Oregon National Forest lands:* H.R. 7340, amended to designate certain National Forest System lands in the State of Oregon for inclusion in the National Wilderness Preservation System (failed by a yea-and-nay vote of 247 yeas to 141 nays, Roll No. 454, two-thirds of those present not voting in favor); and

*Paddy Creek Wilderness:* S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area" as a component of the National Wilderness Preservation System (failed by a yea-and-nay vote of 250 yeas to 143 nays, Roll No. 455, two-thirds of those present not voting in favor).

**Page 30908**

**Agriculture Appropriations:** By a yea-and-nay vote of 324 yeas to 73 nays, Roll No. 456, the House agreed to the conference report on H.R. 7072, making appropriations for Agriculture, Rural Development, and Related Agenices programs for the fiscal year ending Sepmeber 30, 1983.

House receded from its disagreement and concurred in Senate amendments numbered 19, 34, 45, 55, 56, 60, and 67.

House receded from its disagreement and concurred, with amendments, to Senate amendments numbered 14, 37, and 70—clearing the measure for Senate action.

**Page 30912**

**Service of Process:** House passed H.R. 7154, to amend the Federal Rules of Civil Procedure with respect to certain service of process by mail.

**Page 30929**

**Automotive Products Practices:** By a yea-and-nay vote of 215 yeas to 188 nays, Roll No. 460, the House passed H.R. 5133, to establish domestic content requirements for motor vehicles sold in the United States.

Rejected a motion to recommit the bill to the Committee on Energy and Commerce and the Committee on Ways and Means.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that requires the Secretary of Agriculture to report to Congress within one year after enactment on the bill's impact on agricultural exports; and

An amendment that provides that nothing in the bill should be deemed to supersede the terms or conditions of any treaty, international convention, or agreement on tariffs and trade in existence on the date of enactment to which the United States is a party (agreed to by a recorded vote of 195 ayes to 194 noes, Roll No. 459),

Rejected:

An amendment that sought to reduce the minimum domestic content levels required for any manufacturer that began United States production between January 1, 1980, and December 31, 1982;

An amendment that sought to define the purposes of the bill as the following: to reduce competition in the automobile industry, protect jobs in one industry to the detriment of jobs in other industries, and to increase the price of automobiles to consumers (rejected by a recorded vote of 92 ayes to 301 noes with 3 voting "present", Roll No. 457); and

An amendment, as amended, that sought to exempt Japanese automobile manufacturers from requirements if the balance of trade deficit with Japan declined based on the ratio of the automotive products balance of trade to the deficit in goods and services (rejected by a recorded vote of 88 ayes to 310 noes, Roll No. 458). A point of order against this amendment was overruled.

**Page 30938**

**Adjournment:** Met at 10 a.m. and adjourned at 8:p.m.

## *Committee Meetings*

### SECURITY AT U.S. MILITARY BASES

*Committee on Armed Services:* Subcommittee on Investigations held a hearing on actions taken pursuant to subcommittee recommendations in its report of November 5, 1981, on physical security at U.S. military bases. Testimony was heard from Werner Grosshans, Deputy Director, Procurement, Logistics and Readiness Division, GAO and Maynard C. Anderson, Director, Security Plans and Programs, Office of the Deputy Under Secretary for Policy, Department of Defense.

## REAL ESTATE PROJECTS; COST VARIATION PROJECTS; MINOR CONSTRUCTION PROJECTS

*Committee on Armed Services:* Subcommittee on Military Installations approved 6 real estate projects, 2 cost variation reports and 12 minor construction projects.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Representatives Beard and Bouquard and departmental witnesses.

## REACTIVATION OF BATTLESHIPS

*Committee on Armed Services:* Subcommittee on Seapower and Strategic and Crictial Materials held a hearing on the reactivation of battleships as it relates to the authorization/appropriation. Testimony was heard from RAdm. Walter T. Piotti, Director, Surface Warfare Division, Office of the Chief of Naval Operations, Department of the Navy.

## PUERTO RICO AND 936 TAX INCENTIVES

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on General Oversight and Renegotiation held an oversight hearing on the impact of Section 936 Tax provisions on the economic stability of Puerto Rico's monetary and housing markets. Testimony was heard from Resident Commissioner Corrada; from the following officials of the Commonwealth of Puerto Rico: Miguel Hernandez Agosto, President, Senate of Puerto Rico; Carmen Ana Culpepper, Secretary, Department of the Treasury and Jose Madera, Administrator, Administration for Economic Development and public witnesses.

## NATIONWIDE PROBLEM OF THE HOMELESS

*Committee on Banking, Finance and Urban Affairs:* Subcommittee on Housing and Community Development held a hearing on the nationwide problem of the homeless. Testimony was heard from Carol Bellamy, President, City Council, New York City, Audrey Rowe, Director, Department of Human Services, District of Columbia and public witnesses.

## NATURAL GAS

*Committee on Energy and Commerce:* Subcommittee on Fossil and Synthetic Fuels continued hearings on natural gas issues. Testimony was heard from Representatives Edgar, Horton, Walgren, Oberstar, Harkin, Wortley, Glickman, LaFalce, Skelton, Coleman, Lundine, Seiberling, Applegate, Conyers, Vento, Pease, Winn, Regula, Eckart, Hopkins, Martin of Illinois, Murphy, Byron, Mikulski, Oakar, Volkmer, Evans of Iowa, and Daub.

## HUMAN RIGHTS

*Committee on Foreign Affairs:* Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations concluded joint hearings on reconciling strategic interests and Human Rights in Asia. Testimony was heard from public witnesses.

## PIPELINE RIGHT OF WAY

*Committee on Interior and Insular Affairs:* Approved a Committee resolution waiving the 60 day waiting period for approval of Columbia Gas Transmission Corporation pipeline right of way in Pennsylvania.

## CORRUPT HORSERACING PRACTICES ACT

*Committee on the Judiciary:* Subcommittee on Criminal Justice concluded hearings on H.R. 2331, Corrupt Horseracing Practices Act of 1981. Testimony was heard from public witnesses.

## CARIBBEAN BASIN ECONOMIC REVITALIZATION

*Committee on Rules:* Granted a modified closed rule providing two hours of debate on H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region. Testimony was heard from Chairman Rostenkowski and Representatives Gibbons, Gephardt, Guarini, Bailey, Anderson, de Lugo, Corrada, Sunia, Eckart, Conable, Vander Jagt, Rousselot, Hopkins, Hunter, Lowery, and Rogers.

## NORTH AMERICAN CONVENTION TAX RULES

*Committee on Rules:* Granted a modified closed rule providing one hour of debate on H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions. Testimony was heard from Representatives Heftel, Guarini, and Stark.

## PADDY CREEK WILDERNESS

*Committee on Rules:* Granted a modified open rule providing one hour of debate on S. 1965, to designate certain lands in the Mark Twain National Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitle "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System. Testimony was heard from Representatives Seiberling, Skelton, Volkmer, and Bailey.

### STS-5 MISSION

*Committee on Science and Technology:* Held a hearing on results of STS-5 Mission. Testimony was heard from Lt. Gen. James A. Abrahamson, Associate Administrator for Space Transportation Systems, NASA and the following astronauts: Joseph P. Allen; Vance D. Brand; Robert F. Overmyer and William B. Lenoir.

## *Joint Meetings*

### DEFENSE SPENDING

*Joint Economic Committee:* Subcommittee on Economic Goals and Intergovernmental Policy concluded hearings to examine issues concerning defense buildup and its effects on the U.S. economy, after receiving testimony from Otto Eckstein, Data Resources, Inc., Lexington, Massachusetts; and Murray Weidenbaum, Washington University, St. Louis, Missouri.

### APPROPRIATIONS—D.C.

*Conferees* agreed to file a conference report on the differences between the Senate and House-passed versions of H.R. 7144, appropriating funds for fiscal year ending September 30, 1983 for the government of the District of Columbia.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Thursday, December 16, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 31239–31651*

**Measures Introduced:** Nine bills and nine resolutions were introduced, as follows: S. 3106–3114, S. Con. Res. 134–136, and S. Res. 518–523.

Page 31546

**Measures Reported:** Reports were made as follows:

S. 3107, authorizing funds for fiscal year ending September 30, 1983, for the Board for International Broadcasting. (S. Rept. No. 97–685)

S. 3066, requiring that any future Presidential certification for aid to El Salvador must include a determination that the Government of El Salvador has made good faith efforts to investigate the murders of six U.S. citizens, and to bring to justice all those responsible.

H.R. 7159, allowing modifications of certain effluent limitations relating to biochemical oxygen demand and pH with regard to two pulp mills in the State of California, with an amendment. (S. Rept. No. 97–686)

S. Con. Res. 126, calling upon the United States Government to support the people of Afghanistan with material assistance in their struggle to be free from foreign domination.

S.J. Res. 271, making technical corrections in certain banking and related statutes, with an amendment in the nature of a substitute.

H.R. 4350, a private relief bill.

S. 2845, providing for the protection of motorcades of certain foreign diplomatic missions in the United States by the U.S. Secret Service. (S. Rept. No. 97–687)

S. Res. 502, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2941, authorizing funds for fiscal year ending September 30, 1983, to carry out the provisions of the National Ocean Pollution Planning Act of 1978.

S. Res. 504, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of S. 28[illegible]3, extending Federal employees compensation benefits to all Federal jurors, providing the awarding of attorney fees for court-appointed attorneys, and expanding the method of serving jury summons.

S. Res. 505, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of H.R. 5858, directing the payment of specified sums to named companies in payment of a claim

S. 2258, to discontinue or modify certain requirements for agency reports to Congress.

Page 31545

**Measures Passed:**

*Oil and Gas Lease:* Senate passed S. 1908, providing for the reinstatement and validation of U.S. oil and gas lease NM–A26947, after agreeing to committee amendments en bloc.

Page 31256

*Gratuity:* Senate agreed to S. Res. 509, to pay a gratuity to the survivors of a deceased Senate employee.

Page 31258

*Gratuity:* Senate agreed to S. Res. 510, to pay a gratuity to the survivor of a deceased Senate employee.

Page 31258

*Gratuity:* Senate agreed to S. Res. 511, to pay a gratuity to the survivor of a deceased Senate employee.

Page 31258

*Tribally Controlled Community College Program:* Senate passed S. 2623, authorizing funds for fiscal years 1985, 1986, and 1987 for the Tribally Controlled Community College program, after agreeing to a committee amendment in the nature of a substitute.

Page 31258

*Peace Corps Volunteers:* Senate passed S. 2611, setting a new minimum monthly readjustment allowance for volunteer leaders of the Peace Corps.

Page 31262

*Committee Staff Training:* Senate agreed to S. Res. 518, authorizing expenditures for the Committee on Armed Services through February 28, 1983 for the training of professional staff.

Page 31269

*MIA's:* Senate agreed to S. Con. Res. 131, expressing the sense of the Congress concerning Americans missing and unaccounted for in Southeast Asia, after agreeing to committee amendments en bloc.

Page 31270

*Commending Zimbabwe:* Senate agreed to S. Res. 500, commending the efforts of the Government of Zimbabwe and their continued pursuit for justice regarding the kidnaping of two Americans in Zimbabwe.

Page 31271

*U.S.I.A. Film:* Senate passed S. 3073, providing for the distribution within the United States of the United States Information Agency film entitled "Dumas Malone: A Journey With Mr. Jefferson."

Page 31272

*Corrections to Certain Banking Laws:* Senate passed S.J. Res. 271, making technical corrections in certain banking and related statutes, after agreeing to a committee amendment in the nature of a substitute.

Page 31309

*Testimony of Senator and Representation by Legal Counsel:* Senate agreed to S. Res. 520, authorizing the testimony of Senator Larry Pressler, and representation by the Senate Legal Counsel in the case of *United States of America* v. *Joseph Silvestri.*

Page 31422

*Federal Anti-Tampering Act:* Senate passed S. 3048, establishing penalties for those individuals who adulterate or tamper with food, drug, cosmetic, and other products with intent to cause personal injury, death, or other harm, after agreeing to Stevens (for Leahy) unprinted amendment No. 1520, altering the penalty for willfully and maliciously imparting false information.

Page 31447

*Authorizing Production of Documents:* Senate agreed to S. Res. 522, authorizing production of documents by the Permanent Subcommittee on Investigations.

Page 31607

*Atmospheric, Climatic, and Ocean Pollution Act of 1982:* Senate passed, H.R. 6324, authorizing appropriations for atmospheric, climatic, and ocean pollution activities of the National Oceanic and Atmospheric Administration for fiscal years 1983 and 1984, after agreeing to Stevens (for Schmitt) unprinted amendment No. 1531, in the nature of a substitute.

Page 31607

*Navajo Trust Lands:* Senate passed H.R. 4001, providing for an exchange of certain land in New Mexico, held in trust by the U.S. for the Navajo Indian Tribe, after agreeing to committee amendments and Stevens (for Cohen) unprinted amendment No. 1532, of a technical and clarifying nature.

Page 31608

*Budget Act Waiver:* Senate agreed to S. Res. 502, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2941, listed below.

Page 31609

*NOAA Authorizations:* Senate passed S. 2941, authorizing funds for fiscal year ending September 30, 1983, to carry out the provisions of the National Ocean Pollution Planning Act of 1978, after agreeing to Stevens (for Schmitt) unprinted amendment No. 1533, of a technical nature.

Page 31610

*Authorizing Production of Documents:* Senate agreed to S. Res. 523, authorizing the production of documents by the Permanent Subcommittee on Investigations.

Page 31610

*Budget Act Waiver:* Senate agreed to S. Res. 484, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2719, listed below.

Page 31610

*Mashantucket Pequot Indian Claims Settlement Act:* Senate passed H.R. 6612, providing for the for the settlement of certain land claims of the Mashantucket Pequot Indian Tribe of Connecticut, and to become a Federally recognized tribe, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2719, Senate companion bill, after agreeing to a committee amendment in the nature of a substitute thereto.

S. 2719 was then indefinitely postponed.

Page 31610

*Purchase of Calendars:* Senate agreed to S. Res. 508, authorizing the purchase of U.S. Historical Society wall calendars for use of the Senate.

Page 31613

*U.S. Custom House at Bowling Green, New York:* Senate agreed to S. Res. 498, prohibiting the sale of the U.S. Custom House at Bowling Green, in New York City.

Page 31613

*Social Security Data Processing Center, Wilkes-Barre, Pennsylvania:* Senate agreed to S. Res. 514, ordering a space needs study of Social Security Data Processing Center, in Wilkes-Barre, Pennsylvania, including a site survey for proposed relocation thereof.

Page 31613

*Corrections in Enrollment:* Senate agreed to S. Con. Res. 135, instructing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 2330, Nuclear Regulatory Commission Authorizations.

Page 31632

*Florida Indian Land Claims Settlement Act of 1982:* Select Committee on Indian Affairs was discharged from the further consideration of H.R. 7155, settling certain land claims within the State of Florida, and the measure was then passed.

Page 31636

*Sycuan Band of Mission Indians:* Select Committee on Indian Affairs was discharged from the further consideration of H.R. 5204, authorizing and directing the Secretary of the Interior to accept certain lands for the benefit of the Sycuan Band of Mission Indians, and the measure was then passed.

Page 31643

*Cow Creek Band of Umpqua Tribe of Indians Recognition Act:* Select Committee on Indian Affairs was discharged from the further consideration of H.R. 6588, providing for recognition of the Cow Creek Band of Umpqua Tribe of Indians, instituting for such tribe those Federal services provided to Indians who are recognized by the Federal Government and who receive such services because of the Federal trust responsibility, and the measure was then passed.

Page 31643

*Advisory Commission on Intergovernmental Relations:* Committee on Governmental Affairs was discharged from the further consideration of H.R. 7173, making certain changes in the membership and operations of the Advisory Commission on Intergovernmental Relations, and the measure was then passed after agreeing to Stevens (for Durenberger) unprinted amendment No. 1535, in the nature of a substitute.

Page 31643

*Processed Product Share of U.S. Agricultural Exports:* Committee on Finance was discharged from the further consideration of S. Con. Res. 122, encouraging increased processed product share of United States agricultural exports, and the measure was agreed to after agreeing to Stevens (for Percy) unprinted amendment No. 1536, of a technical nature.

Page 31646

*Fishery Conservation and Management:* Senate passed H.R. 5002, improving fishery conservation and management, after agreeing to Stevens (for Packwood) unprinted amendment No. 1537, of a technical nature.

Page 31646

*Correction in Enrollment:* Senate agreed to H. Con. Res. 435, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 5447, extending the Commodity Exchange Act.

Page 31649

*Authorizing Printing:* Senate agreed to S. Con. Res. 136, authorizing the printing of additional copies of the General Explanation of the Revenue Provisions of the Tax Equity and Fiscal Responsibility Act of 1982, prepared by the Staff of the Joint Committee on Taxation.

Page 31649

*Job Training Partnership Act Amendments:* Senate passed S. 3113, making certain minor and technical amendments to the Job Training Partnership Act.

Page 31650

*Masonic Mutual Relief Association:* Senate passed S. 3114, amending the Act of March 3, 1869, incorporating the Masonic Mutual Relief Association of the District of Columbia, now known as Acacia Mutual Life Insurance Company, and Acts Amendatory thereto.

Page 31650

*Subsistence Allowances:* Senate passed H.R. 6804, providing subsistence allowances for members of the Coast Guard officer candidate program.

Page 31646

**Indefinitely Postponed:** Senate indefinitely postponed S. Res. 426, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 3467, authorizing funds for fiscal years 1983 and 1984 for the U.S. Arms Control and Disarmament Agency.

Page 31262

**Surface Transportation Assistance Act of 1982:** Senate continued consideration of H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, taking action on additional amendments proposed thereto, as follows:

Pages 31245, 31286, 31300

Adopted:

(1) Huddleston unprinted amendment No. 1476, undertaking a concerted effort to restore balance in trade between the United States and Japan.

Page 31245

(2) Melcher unprinted amendment No. 1477, defining the circumstances under which construction workers may deduct travel and transportation expenses in computing their taxable income for purposes of Federal income tax.

Page 31247

(3) Levin unprinted amendment No. 1478, extending unemployment compensation benefits. (By 47 yeas to 50 nays, Senate earlier failed to table the amendment.)

Page 31250

(4) By 93 yeas to 4 nays, Dole modified unprinted amendment No. 1482 (to Levin unprinted amendment No. 1478), in the nature of a substitute.

Page 31286

By 87 yeas to 9 nays, Senate earlier agreed to a motion to waive Section 311 of the Congressional Budget Act and provide for the consideration of Dole modified amendment No. 1482. (By 5 yeas to 92 nays, Senate failed to table the motion to waive.)

Page 31288

(5) Heflin unprinted amendment No. 1483, postponing for six months the effective date for expanded information reporting.

Page 31293

(6) By 96 yeas to 1 nay, Boschwitz amendment No. 5600, lowering the threshold weight subject to the vehicle parts tax and lowering the highway use tax.

Page 31295

(7) Danforth-Dole unprinted amendment No. 1484, amending the Employee Retirement Income Security Act of 1974, deferring the requirement of payment of withdrawal liabilities arising as a result of certain withdrawals.

Page 31297

(8) Thurmond unprinted amendment No. 1485, clarifying the authority of the Secretary to enforce the provisions of title IV, Commercial Motor Vehicle Safety.

Page 31298

Pending:

(1) Dole unprinted amendment No. 1456 (printed Amendment No. 5598), relating to a decrease in holding period required for long-term capital gain treatment.

Page 31101

(2) Dole unprinted amendment No. 1457 (printed Amendment No. 5599), (to Dole unprinted amendment No. 1456), in the nature of a substitute.

Page 31102

During consideration of this measure today, the following action was also taken:

By 48 yeas to 50 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a motion to close further debate on Baker Amendment No. 4998, in the nature of a substitute for the bill.

Page 31253

By 5 yeas to 93 nays, three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate also failed to agree to a motion to close further debate on the bill (H.R. 6211).

Page 31254

**Further Continuing Appropriations, 1983:** Senate began consideration of H.J. Res. 631, making further continuing appropriations through September 30, 1983, for the Federal Government, agreeing to certain committee amendments, and taking action on certain committee amendments and amendments proposed thereto, as follows:

Pages 31312, 31438, 31480, 31513

Adopted:

(1) By 56 yeas to 42 nays, Jackson modified unprinted amendment No. 1486, requiring a comprehensive comparative analysis of strategic modernization programs by the Secretary of Defense.

Page 31328

(2) Thurmond unprinted amendment No. 1489, making effective through the remainder of fiscal year 1983 certain authorizations for the Federal Bureau of Investigation for undercover and related law enforcment efforts.

Page 31406

(3) Boren unprinted amendment No. 1490, providing certain pay to certain individuals training to be air traffic controllers.

Page 31407

(4) Pell unprinted amendment No. 1491, restricting the sale of the Naval and Marine Corps Reserve Center at Beavertail Point, Jamestown, Rhode Island.

Page 31408

(5) DeConcini unprinted amendment No. 1492, establishing limits on payments to the directors and officers of the Legal Services Corporation.

Page 31408

(6) Proxmire unprinted amendment No. 1493, prohibiting the use of Federal funds to Chauffeur Executive Branch employees between home and work.

Page 31409

(7) Baucus-Melcher unprinted amendment No. 1494, assuring the use of corrected data for computing impact aid for local educational agencies in Montana.

Page 31410

(8) Chafee unprinted amendment No. 1495, prohibiting the use of funds for improvements on the portion of the Black Warrior-Tombigbee Waterway south of Demopolis, Alabama.

Page 31411

(9) Bumpers unprinted amendment No. 1496, extending the moratorium on the de-certification of local Economic Development districts.

Page 31413

(10) Heflin (for Denton) unprinted amendment No. 1497, precluding the cutoff of Medicaid funding to States which have incurred longfall expenditures.

Page 31415

(11) Bradley-Brady unprinted amendment No. 1499, redesignating or withdrawing from the interstate highway system certain parts of Interstate 95 and designating the New Jersey Turnpike instead.

Page 31416

(12) Heflin unprinted amendment No. 1500, providing for a wider navigation opening on the Warrior River at Franklin Ferry Bridge, Jefferson County, Alabama.

Page 31416

(13) Cranston unprinted amendment No. 1501, expressing the sense of Congress that the Federal government should maintain effective programs to assist in providing disabled persons with maximum opportunities for fuller and more productive lives.

Page 31416

(14) Chafee umprinted amendment No. 1498, increasing funds for low income home energy assistance programs.

Page 31415

(15) Hatfield (for Kasten) unprinted amendment No. 1502, prohibiting any U.S. proportionate share for any programs funded under the international organizations and programs account from being available for the programs for the Palestinian Liberation Organization, the South West Africa Peoples Organization, and Cuba.

Page 31419

(16) Packwood unprinted amendment No. 1504, deregulating the transportation of broken, crushed, or powdered glass.

Page 31422

(17) Kasten unprinted amendment No. 1505, extending limitations on the Federal Trade Commission's authority with respect to paying public intervenor funding, commercial advertising, trademarks, agriculture cooperatives and legislative veto procedures.

Page 31423

(18) Proxmire unprinted amendment No. 1506, prohibiting planning for or construction of any Senate office buildings after the Hart Senate Office Building.

Page 31423

(19) Ford unprinted amendment No. 1507, expediting the Office of Surface Mining grants to States for abandoned mine land reclamation projects.

Page 31423

(20) Nunn unprinted amendment No. 1508, providing for a three-month extension of the President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research.

Page 31424

(21) By 76 yeas to 18 nays, modified Warner unprinted amendment No. 1509, providing assistance to States to provide relief from past energy overcharges and providing energy assistance to the elderly, handicapped, and low-income individuals. (By 38 yeas to 57 nays, Senate earlier failed to table the amendment.)

Page 31424

(22) By 94 yeas to 1 nay, Quale-Cranston unprinted amendment No. 1511, restoring certain social security benefits to military widows and surviving children of military personnel.

Page 31430

(23) Nunn unprinted amendment No. 1513, permitting use of funds to fulfill certain European defense agreements.

Page 31446

(24) Tower unprinted amendment No. 1517, modifying the provisions that would otherwise be applicable to the procurement of foreign produced specialty metals and chemical warfare protective clothing produced outside the United States.

Page 31469

(25) Hart modified unprinted amendment No. 1518, providing that no initial flight testing of the MX missile may be conducted until after both Houses of Congress have agreed to a concurrent resolution approving the obligation and expenditure of funds for the procurement and full-scale engineering development of a basing mode for such missile.

Page 31471

(26) By 73 yeas to 25 nays, Cohen unprinted amendment No. 1519, permitting use of Department of Defense funds to stablish or operate the Rapid Deployment Joint Task Force as a unified command.

Page 31477

(27) Tower unprinted amendment No. 1521, modifying amounts available for Department of Defense activities.

Page 31480

(28) Bradley unprinted amendment No. 1524, allowing the Interior Appropriations Conference Report language to control SPR funding by deleting Section 118.

Page 31495

(29) Pressler unprinted amendment No. 1525, requiring the National Institute on Aging to spend no less than $6.5 million for research on Alzheimer's disease in 1983.

Page 31495

(30) Gorton unprinted amendment No. 1526, providing that, upon request of the City of Tacoma, Washington, the Secretary of Commerce shall authorize the city to sell or lease to any person the Pantages Centre for the Performing Arts building, without affecting the Federal assistance provided under the Public Works and Economic Development Act of 1965 (project No. 07-11-02513), if such transfer documents provide for the operation of

such facility as a performing arts center for at least 25 years after such transfer.

Page 31496

(31) Schmitt unprinted amendment No. 1527, providing funds for the White House Conference on Productivity.

Page 31497

(32) Kasten-McClure unprinted amendment No. 1529, providing $10,000,000 in additional funds for "International Organizations and Programs" to carry out the provisions of Section 301 of the Foreign Assistance Act of 1961; that the funds be made available only for payment to the International Atomic Energy Agency; and that the funds or any other funds in the joint resolution may not be made available for payment to the International Atomic Energy Agency unless the Board of Governments of the agency certifies to the U.S. Government that the State of Israel is allowed to participate fully as a member nation in the activity of the agency, and the Secretary of State transmits such certification to the Speaker of the House of Representatives and the President of the Senate.

Page 31503

(33) Percy unprinted amendment No. 1530, of a technical and clarifying nature, relating to the Legal Adviser, Department of State.

Page 31503

Rejected:

(1) By 24 yeas to 73 nays, Pryor unprinted amendment No. 1487, to change termination date for availability of appropriations and funds pursuant to the resolution.

Page 31372

(2) McClure unprinted amendment No. 1488, to temporarily limit the expenditure of funds by the Federal Trade Commission against State-regulated professions. (By 59 yeas to 37 nays, Senate tabled the amendment.)

Page 31377

(3) by 25 yeas to 68 nays, Moynihan unprinted amendment No. 1503, to reduce funds for salaries and pay of certain officers and employees of the Legislative Branch.

Page 31419

(4) By 40 yeas to 56 nays, modified Johnston unprinted amendment No. 1510, to provide for the allocation of low-income energy assistance grants to States on an equal basis.

Page 31427

(5) By 46 yeas to 50 nays, Domenici unprinted amendment No. 1512, to delete Title II, relating to public works programs.

Page 31442

(6) Gorton unprinted amendment No. 1515, to reduce the rate of funding for the Department of Defense by 3.3 percent, except for the operations and maintenance account. (By 52 yeas to 45 nays, Senate tabled the amendment.)

Page 31452

(7) Levin unprinted amendment No. 1516, to provide funds for Navy operations and maintenance and aircraft depot maintenance activities by eliminating funds for a nuclear-powered aircraft carrier. (By 67 yeas to 31 nays, Senate tabled the amendment.)

Page 31458

(8) Pryor unprinted amendment No. 1522, to delete funds appropriated to the Air Force for procurement of the AGM–65D Maverick missile. (By 70 yeas to 27 nays, Senate tabled the amendment.)

Page 31482

(9) Hawkins-Chiles unprinted amendment No. 1523, to set aside funds already authorized for the International Communications Act for a currently authorized purpose. (By voice vote, Senate tabled the amendment.)

Page 31487

During consideration of the joint resolution, Senate also took the following action:

By 57 yeas to 41 nays, Senate agreed to the committee amendment beginning on page 4, line 21, dealing with foreign assistance.

Page 31321

By 70 yeas to 28 nays, Senate tabled a motion to recommit the joint resolution, with instructions.

Page 31353

By 78 yeas to 20 nays, Senate agreed to the committee amendment beginning on page 15, line 4, relating to the Department of Health and Human Services.

Page 31366

By 49 yeas to 48 nays, Senate agreed to the committee amendment beginning on page 18, line 25, relating to Clinch River.

Page 31366

By 49 yeas to 48 nays, Senate agreed to the committee amendment beginning on page 58, line 4, relating to abortion coverage under Federal health insurance plans. (By 50 yeas to 45 nays, Senate tabled a motion to reconsider the previous vote.)

Page 31390

By 62 yeas to 32 nays, Senate agreed to the committee amendment beginning on page 66, line 12, relating to public service jobs programs.

Page 31398

By 43 yeas to 52 nays, Senate rejected the committee amendment beginning on page 84, line 8, relating to emergency food and shelter programs.

Page 31401

A point of order was sustained against Exon unprinted amendment No. 1528, relating to the rate of pay for Members of Congress, as being legislation on an appropriations measure. (By 25 yeas to 72 nays, Senate earlier failed to table the amendment.)

Page 31497

Senate will continue consideration of the joint resolution and amendments proposed thereto on Saturday, December 18.

Page 31262

**Montana Indian Funds:** Senate concurred in the amendment of the House to S. 1986, providing for the use and distribution of funds awarded in specific cases to the Blackfeet and Gros Ventre Indian Tribes and the Assiniboine Tribe of the Fort Belknap Indian Reservation, Montana, with a Stevens (for Melcher) unprinted amendment No. 1479, relating to payment of persons whose application for membership on the roll have been approved and not approved.

Page 31256

**Federal Oil and Gas Royalty Management Act of 1982:** Senate concurred in the House amendment to the Senate amendment to H.R. 5121, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior, with a Stevens (for McClure) unprinted amended No. 1480, directing the Secretary to conduct a study of the effect of a change in the royalty rate of the Mineral Leasing Act on the exploration, development, or production of oil and gas, and the overall revenues generated by such change.

Page 31262

**Conservation Programs on Military Reservations and Public Lands:** Senate concurred in the House amendment to Senate amendment No. 4 to H.R. 1952, authorizing funds for fiscal years 1983, 1984, and 1985 for certain conservation programs on military reservations and public lands, with a Stevens (for Chafee) unprinted amendment No. 1481, of a technical and clarifying nature.

Page 31269

**Pembina Chippewa Indians Funds:** Senate concurred in House amendment to S. 1735, providing for the use and distribution of funds awarded the Pembina Chippewa Indians in specified dockets of the U.S. Court of Claims.

Page 31273

**National High School Activities Week:** Senate concurred in House amendment to S.J. Res. 101, requesting the President to designate the week of October 17 through October 23, 1983 as "National High School Activities Week."

Page 31274

**Department of Transportation Appropriations, 1983—Conference Report:** Senate agreed to the conference report on H.R. 7019, appropriating funds for fiscal year 1983 for the Department of Transportation and related agencies.

Page 31306

Senate concurred in the amendments of the House to Senate amendments numbered 2, 6 11, 15, 17, 43, 45, 46, 47, 53, 56, 59, 66, 72, 93, 96, 97, 98, and 101.

Page 31308

**Technical Corrections to Tax Acts:** Senate disagreed to the amendments of the House to Senate amendments numbered 1, 10, 14, 16, 17, 26, 30, 31, 33, 34, 36, and 37 to H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97–34), the Crude Oil Windfall Profit Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471), requested a conference with the House thereon, and appointed as conferees Senators Dole, Packwood, Roth, Long, and Harry F. Byrd, Jr.

Page 31506

**Virgin Islands Tax Rates:** Senate insisted on its amendments numbered 2, 3, and 4, and disagrees to the amendment of the House of Senate amendment numbered 1 to H.R. 7093, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income, requests a conference with the House thereon, and appointed as conferees Senators Dole, Packwood, Armstrong, Long, and Harry F. Byrd, Jr.

Page 31510

**Taxes—Periodic Payment Settlement Act:** Senate disagreed to the amendment of the House to the amendment of the Senate to H.R. 5470, insuring periodic payments for damages received on account of personal injuries, requested a conference with the House thereon, and appointed as conferees Senators Dole, Packwood, Wallop, Long, and Harry F. Byrd, Jr.

Page 31511

**Earthquake Hazards Reduction Act:** Senate concurred in the amendment of the House to Senate amendment numbered 2 to S. 2273, authorizing funds for fiscal year 1983 for programs of the Earthquake Hazards Reduction Act.

Page 31615

**Land Conveyance, Miles City, Montana:** Senate concurred in the amendment of the House to S. 187, conveying certain lands to Miles City, Montana, and removing reversionary provisions of prior conveyances.

Page 31615

**Orphan Drug Act:** Senate concurred in the amendment of the House to the Senate amendment to H.R. 5238, facilitating the development of drugs for rare diseases and conditions.

Page 31616

**Voyageurs National Park Boundary:** Senate concurred in the amendment of the House to Senate amendment numbered 1 to S. 625, revising the boundary of Voyageurs National Park in the State of Minnesota.

Page 31624

**Ethics in Government Act Revision:** Senate concurred in the amendments of the House to S. 2059, revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to insure independent investigations of high-ranking Federal officials and to remove inequities in the present law.

Page 31625

**Nuclear Regulatory Commission Authorizations:** Senate concurred in the amendment of the House to the amendment of the Senate to H.R. 2330, authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission.

Page 31625

**Telephones for the Hearing Impaired:** Senate concurred in the amendments of the House to S. 2355, providing adequate telephone service to persons with impaired hearing, with Stevens (for Packwood) unprinted amendment No. 1534, adding a new section.

Page 31633

**Tribally Controlled Community College Program:** Senate disagreed to the amendments of the House to S. 2623, authorizing funds for fiscal years 1985, 1986, and 1987 for the Tribally Controlled Community college program, agrees to the request for a conference with the House thereon and appointed as conferees Senators Cohen, Goldwater, Andrews, Gorton, Melcher, DeConcini, and Inouye.

Page 31650

**Presidential Messages:** Senate received the following messages from the President:

(1) Transmitting a report proposing to rescind $2,000,000 in budget authority previously provided by the Congress, and reporting two new deferrals totaling $18,464,000 and a revision to a previously reported deferral, increasing the amount deferred by $4,408,812. Referred, pursuant to order of January 30, 1975, jointly to the Committee on the Budget, the Committee on Appropriations, the Committee on Commerce, Science, and Transportation, the Committee on Agriculture, Nutrition, and Forestry, the Committee on Energy and Natural Resources, and the Committee on the Judiciary. (PM—202)

(2) Transmitting the sixteenth annual report relating to developments during 1981, in accordance with the Automotive Products Trade Act of 1965 (P.L. 89-283). Referred to the Committee on Finance. (PM—203)

Page 31543

**Nominations Confirmed:** Senate confirmed the following nominations:

Douglas A. Fenderson, of Minnesota, to be Director of the National Institute of Handicapped Research.

Geoffrey M. Alprin, to be an Associate Judge of the Superior Court of the District of Columbia.

Virginia L. Riley, to be an Associate Judge of the Superior Court of the District of Columbia.

Harry N. Walters, of Virginia, to be Administrator of Veterans Affairs.

W. Paul Thayer, of Texas, to be Deputy Secretary of Defense.

Francis C. Coleman, of Florida, Perry A. Lambird, of Oklahoma, David I. Olch, of California, and James F. X. O'Rourke, of New York, each to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

Edward M. Elmendorf, of Vermont, to be Assistant Secretary for Postsecondary Education, Department of Education.

Paul D. Wolfowitz, of the District of Columbia, to be an Assistant Secretary of State.

Richard Fairbanks, of the District of Columbia, for the rank of Ambassador while serving as Special Adviser to the Secretary of State.

George W. Douglas, of Texas, to be a Federal Trade Commissioner.

Diane Kay Morales, of Texas, to be a Member of the Civil Aeronautics Board.

44 Army nominations in the rank of General.

3 Navy nominations in the rank of Admiral.

53 Air Force nominations in the rank of General.

Routine lists of Navy and Air Force nominations.

Page 31274

**Nomination Received:** Senate received the nomination of John P. Vukasin, Jr., to be U.S. District Judge for the Northern District of California.

Page 31651

**Messages From the President:** Page 31543

**Messages From the House:** Page 31543

**Statements on Introduced Bills:** Page 31546

**Amendments Submitted for Printing:** Page 31561

**Committee Authority To Meet:** Page 31563

**Additional Statements:** Page 31564

**Confirmations:** Page 31651

**Quorum Calls:** Four quorum calls were taken today. (Total—53) 31253, 31290

**Record Votes:** Twenty-nine record votes were taken today. (Total—443)

Pages 31253, 31254, 31290, 31292, 31296, 31321, 31353, 31365, 31366, 31372, 31375, 31389, 31397, 31400, 31405, 31421, 31438, 31439, 31441, 31442, 31446, 31458, 31466, 31477, 31487, 31499

**Recess:** Senate convened on Thursday, December 16, at 9:45 a.m. and recessed on Friday, December

17, at 11:36 p.m., until 11 a.m., on Saturday, December 18, 1982.

## *Committee Meetings*

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported the nomination of Thomas E. Cooper, of Virginia, to be Assistant Secretary of the Air Force for Research, Development, and Logistics, and 478 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, the committee concluded hearings on the nomination of Mr. Cooper, after the nominee, who was introduced by Representative Dickinson, testified and answered questions in his own behalf.

### OFFICE OF THE JOINT CHIEFS OF STAFF

*Committee on Armed Services:* Committee held hearings on the structure and operating procedures of the Joint Chiefs of Staff, receiving testimony from Representative White; General David C. Jones, USAF (Ret.), and General Maxwell D. Taylor, USA (Ret.) both former Chairmen, Joint Chiefs of Staff; and Admiral James L. Holloway, III, USN (ret.), former Chief of Naval Operations.

Hearings were recessed subject to call.

### TECHNICAL CHANGES IN CERTAIN BANKING STATUTES

*Committee on Banking, Housing and Urban Affairs:* Committee approved for reporting S.J. Res. 271, to make technical corrections to H.R. 6267, the Net Worth Guarantee Act (P.L. 97-320), with an amendment in the nature of a substitute.

### AUTO PRODUCTION—DOMESTIC CONTENT

*Committee on Commerce, Science, and Transportation:* Committee held hearings on S. 2300, to establish domestic content requirements for motor vehicles sold in the United States, receiving testimony from Senator Levin; Representative Ottinger; Malcolm Baldrige, Secretary of Commerce; and Richard Warden, representing the United Auto Workers, Washington, D.C.

Hearings continue tomorrow.

### COMPUTER MATCHING PROGRAMS

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management continued oversight hearings on the use of computer matching by Federal and State agencies to detect fraud, waste, or mismanagement in government programs, receiving testimony from William D. Campbell, Director, James R. Watts, Group Director, Automatic Data Processing, and Edward M. Glagola, Computer Specialist, all of the Accounting and Financial Management Division, and John W. Lainhart, Group Director, Audit Operations, Human Resources Division, all of the General Accounting Office; Peter Wynn, New York Department of Social Services, Albany; William T. Hogan, Thomas H. Spirito, Henry A. Cretella, John F. Cassedy, and Kermit C. Morrissey, all of the Massachusetts Office of Human Services, Boston; and David Linowes, University of Illinois, Urbana.

Hearings were recessed subject to call.

### SMALL BUSINESS INVESTMENT

*Committee on Small Business:* Committee held oversight hearings on the status and future of the small business investment company (SBIC) and minority enterprise small business investment company (MESBIC) programs of the Small Business Administration, focusing on allegations of abuse and fraud within these programs, receiving testimony from James C. Sanders, Administrator, Raymond F. Randolph, Acting Inspector General, and Murry W. Reese, Criminal Investigator, all of the Small Business Administration; Felipe De Diego, Feyca Investment Company, Coral Gables, Florida; John R. Payne, Harry S. Scaling, R. L. McSpedden, all of the First Capital Corporation (FCC), Fort Worth, Texas; Walter Stults, National Association of Small Business Investment Companies, Washington, D.C.; Robert F. Zicarelli, Northwest Growth Fund, Inc.; Minneapolis, Minnesota; E. Patric Jones, Urban Fund of Illinois, Chicago; and Patrick Owen Burns, Minority Equity Capital Company, Inc., New York City.

Hearings were recessed subject to call.

### BUSINESS MEETING

*Select Committee on Ethics:* Committee met in closed session, but made no announcements, and recessed subject to call.

## House of Representatives

## *Chamber Action*

**Bills Introduced:** 10 public bills, H.R. 7429-7438; and 3 resolutions, H. Con. Res. 435, and H. Res. 632 and 633 were introduced.

Page 31829

**Mark Twain National Forest:** By a yea-and-nay vote of 186 yeas to 191 nays, Roll No. 464, the House failed to agree to H. Res. 628, providing for the consideration of S. 1964, to designate certain lands in the Mark Twain National Forest, Missouri, which comprise about seventeen thousand five hundred and sixty-two acres, and known as the Irish

Wilderness, as a component of the National Wilderness Preservation System.

Page 31663

**Futures Trading:** House agreed to the conference report on H.R. 5447, to extend the Commodity Exchange Act—clearing the measure for the President.

Subsequently, the House agreed to H. Con. Res. 435, instructing the Clerk of the House to make certain corrections in the enrollment of H.R. 5447.

Page 31676

**Fishery Conservation:** House passed H.R. 5002, to improve fishery conservation and management.

Agreed to an amendment in the nature of a substitute.

Page 3168[illegible]

**Cruise Ship Conventions:** By a yea-and-nay vote of 227 yeas to 172 nays with 1 voting "present", Roll No. 467, the House passed H.R. 3191, to amend the Internal Revenue Code of 1954 to exempt conventions, et cetera, held on cruise ships documented under the laws of the United States from certain rules relating to foreign conventions.

By a yea-and-nay vote of 326 yeas to 26 nays, Roll No. 466, the House resolved itself into the Committee of the Whole.

Agreed to the committee amendment.

H. Res. 630, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 236 yeas to 146 nays, Roll No. 462.

Page 31696

**Paddy Creek Wilderness:** By a yea-and-nay vote of 367 yeas to 23 nays, Roll No. 468, the House passed S. 1965, to designate certain lands in the Mark Twain national Forest in Missouri, which comprise approximately six thousand eight hundred and eighty-eight acres, and which are generally depicted on a map entitled "Paddy Creek Wilderness Area", as a component of the National Wilderness Preservation System.

Agreed to an amendment in the nature of a substitute which releases those lands not proposed for wilderness inclusion in the establishment of the Paddy Creek Wilderness.

H. Res. 631, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 217 yeas to 179 nays, Roll No. 463.

Page 31703

**DOT Appropriations:** House agreed to the conference report on H.R. 7019, making appropriations for the Department of Transportation and Related Agencies for the fiscal year ending September 30, 1983.

House receded from its disagreement and concurred in Senate amendments numbered 16, 18, 28, 55, 69, 77, and 92.

On a demand for a division of the motion, by a yea-and-nay vote of 298 yeas to 77 nays, Roll No. 469, House agreed to a motion to recede from its disagreement to Senate amendment numbered 91, and, subsequently, agreed to concur.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 2, 6, 11, 15 (agreed to by a preferential motion), 17, 43, 45, 46, 47, 53, 56, 59, 66, 72, 93, 96, 97, 98, and 101.

Page 31707

**Presidential Messages:** Received and read the following messages from the President:

*Automotive products:* Message in which the President transmits the sixteenth annual report relating to developments during 1981 on the operation of the Automotive Products Trade Act of 1965—referred to the Committee on Ways and Means; and

*Budget rescission and deferrals:* Message in which the President reports a proposal to rescind $2 million in budget authority and two new deferrals totaling $18,464.000 and a revision to a previously reported deferral, increasing the deferred amount by $4,408,812; the affected departments are the Departments of Commerce, Agriculture, and Justice, and the Pennsylvania Avenue Development Corporation—referred to the Committee on Appropriations and ordered printed (H. Doc. 97–268).

Page 31745

**Contempt of Congress:** By a yea-and-nay vote of 259 yeas to 105 nays, Roll No. 471, the House agreed to H. Res. 623, providing that the Speaker of the House certify the report of the Committee on Public Works and Transportation with respect to the proceedings against Anne M. Gorsuch, Administrator, United States Environmental Protection Agency, to the United States Attorney for the District of Columbia.

Page 31746

**Alcohol and Drug Abuse:** House agreed to the amendment of the Senate with an amendment to H.R. 6458, to amend the Public Health Service Act and related laws to consolidate the laws relating to the Alcohol, Drug Abuse, and Mental Health Administration, the National Institute of Mental Health, the National Institute of Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse—returning the measure to the Senate.

Page 31777

**Immigration Reform:** After consuming 1 hour and 56 minutes of general debate on H.R. 7357, to revise and reform the Immigration and Nationality Act, the Committee of the Whole rose. When consideration resumes on Friday, December 17, 3 hours and 4 minutes of general debate time will remain.

By a recorded vote of 212 ayes to 65 noes, Roll No. 472, the House resolved itself into the Committee of the Whole.

H. Res. 623, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 257 yeas to 137 nays, Roll No. 465.
**Page 31784**

**Referral:** One Senate-passed measure was referred to the appropriate House committee.
**Page 31746**

**Adjournment:** Met at 10 a.m. and adjourned at 12:31 a.m., December 17.

## *Committee Meetings*

### ACREAGE REDUCTION PROGRAM

*Committee on Agriculture:* Held a hearing on the payment-in-kind acreage reduction program for the 1983 and 1984 crops. Testimony was heard from John R. Block, Secretary of Agriculture and other departmental witnesses.

### HISTORIC RHODES TAVERN

*Committee on the District of Columbia:* Subcommittee on Government Operations and Metropolitan Affairs approved for full Committee action H. Res. 532, to preserve and restore the first Town Hall of the city of Washington, D.C.—the historic Rhodes Tavern.

### OVERSIGHT

*Committee on Education and Labor:* Subcommittee on Human Resources held an oversight hearing on the Office of Juvenile Justice and Delinquency Prevention. Testimony was heard from Alfred S. Regnery, Deputy Director, Office of Juvenile Justice and Delinquency Prevention, Department of Justice.

### CAPITAL PUNISHMENT

*Committee on the Judiciary:* Subcommittee on Criminal Justice held an oversight hearing on capital punishment—the Rosenberg case. Testimony was heard from public witnesses.

### SIBERIAN SEVEN

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law held a hearing on H.R. 2873 and S. 312, for the relief of Maria and Timofei Chmykhalov, and Lilia, Peter, Liubov, Lidia, and Augustina Vashchenko (Siberian Seven). Testimony was heard from Thomas W. Simons, Jr., Office of Soviet Union Affairs, Department of State; Doris M. Meissner, Executive Associate Commissioner, Immigration and Naturalization Service, Department of Justice and public witnesses.

### EDA INITIATIVES

*Committee on Public Works and Transportation:* Subcommittee on Economic Development continued hearings to review EDA initiatives of this Administration that have occurred over the past fiscal year and to review plans and procedures for fiscal year 1983. Testimony was heard from Carlos C. Campbell, Assistant Secretary for Economic Development, Department of Commerce.

### NATIONAL VISITOR CENTER

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds held a hearing to review implementation of Public Law 97-125, approved December 29, 1981, amending the National Visitor Center Facilities Act of 1968 to provide for the rehabilitation and completion of Union Station in Washington, District of Columbia. Testimony was heard from Andrew L. Lewis, Jr., Secretary of Transportation; William E. Foley, Director, Administrative Office of the U.S. Courts; George M. White, Architect of the Capitol; Thomas M. Downs, Director, Department of Transportation, District of Columbia; W. Graham Claytor, Jr., President, AMTRAK and public witnesses.

### EPA—LAND DISPOSAL OF HAZARDOUS WASTE

*Committee on Science and Technology:* Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Scientific Basic of EPA's regulations for Land Disposal of Hazardous Waste. Testimony was heard from Rita Lavelle, Assistant Administrator, Office of Solid Waste and Emergency Response, EPA.

### GRANDPARENTS—VICTIMS OF DIVORCE AND CUSTODY DISPUTES

*Select Committee on Aging:* Subcommittee on Human Services held a hearing on Grandparents—The Other Victims of Divorce and Custody Disputes. Testimony was heard from public witnesses.

## *Joint Meetings*

### ECONOMIC POLICY

*Joint Economic Committee:* Subcommittee on Monetary and Fiscal Policy concluded hearings on certain conditions affecting economic policy making, after receiving testimony from William A. Niskanen, Member, Council of Economic Advisers; Peter Aranson, Emory University, Atlanta, Georgia; and Mancur Olsen, University of Maryland, College Park, Maryland.

### APPROPRIATIONS—INTERIOR

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7356, appropriating funds for fiscal year ending September 30, 1983 for the Department of the Interior and related agencies.

## *Friday, December 17, 1982*

# Senate

## *Chamber Action*

(Senate continued in continuous session which began on Thursday, December 16. See Digest of the date.)

## *Committee Meetings*

### AUTO PRODUCTION—DOMESTIC CONTENT

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on S. 2300, to establish domestic content requirements for motor vehicles sold in the United States, after receiving testimony from Representative Gibbons; Alice M. Rivlin, Director, Congressional Budget Office; Lloyd Anderson, Port of Portland, Portland, Oregon; J. Ron Brinson, American Association of Port Authorities, and V. J. Adduci, Motor Vehicle Manufacturers Association, both of Washington, D.C.

### NOMINATIONS

*Committee on Labor and Human Resources:* Committee approved for reporting the nominations of Manuel J. Justiz, of New Mexico, to be Director of the National Institute of Education; Betty H. Brake, of Oklahoma, to be Deputy Director of the ACTION Agency; David L. Slate, of California, to be General Counsel of the Equal Employment Opportunity Commission; Donald Barr, of Connecticut, Carl W. Salser, of Oregon, J. Floyd Hall, of South Carolina, Donna H. Hearne, of Missouri, George C. Roche III, of Michigan, M. Blouke Carus, of Illinois, Onalee McGraw, of Virginia, Penny Pullen, of Illinois, Elaine Y. Schadler, of Pennsylvania, Paul Copperman, of California, Wallie C. Simpson, of New York, and James H. Harrison, Jr., of Virginia, each to be a Member of the National Council on Educational Research; John E. Juergensmeyer, of Illinois, Jerald C. Newman, of New York, Julia Li Wu, of California, and Byron Leeds, of New Jersey, each to be a Member of the National Commission on Libraries and Information Science; Richard J. Fitzgerald, of Illinois, Truman M. Hobbs, of Alabama, Margaret Truman Daniel, of New York, and Gloria A. Hay, of Alaska, each to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation; Charles E. Hess, of California, John H. Moore, of California, Norman C. Rasmussen, of Massachusetts, Ronald W. Schmitt, of New York, Robert F. Gilkeson, of Pennsylvania, William F. Miller, of California, and William A. Nierenberg, of California, each to be a Member of the National Science Board, National Science Foundation; Richard V. Backley, of Virginia, and L. Clair Nelson, of Virginia, each to be a Member of the Federal Mine Safety and Health Review Commission; Edmund T. Dombrowski, of California, to be a Member of the Federal Council on the Aging; Nanette Fabray MacDougall, of California, to be a Member of the National Council on the Handicapped; and Allen Drury, of California, Celeste Holm, of New York, Raymond J. Learsy, of New York, Samuel Lipman, of New York, George L. Schaefer. of California, Robert Stack, of California, C. Douglas Dillon, of New Jersey, and William L. Van Alen, of Pennsylvania, each to be a Member of the National Council on the Arts; and a routine list of nominations in the Public Health Service, dated December 14, 1982.

---

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 8 public bills, H.R. 7439–7446; 1 private bill, H.R. 7447; and 1 resolution, H.J. Res. 634 were introduced.

Page 32064

**Bills Reported:** Reports were filed as follows:

Reported entitled "Activities of the Permanent Select Committee on Intelligence" (H. Rept. 97–973);

Report entitled "Implementation of the Foreign Intelligence Surveillance Act" (H. Rept. 97–974);

Conference report on H.R. 6946, to amend title 18 of the United States Code to provide penalties for certain false identification related crimes (H. Rept. 97–975);

Report entitled "Small and Minority Business Ownership in the Cable Television Industry" (H. Rept. 97–976);

H.R. 7336, to make certain technical amendments to improve implementation of the Education Consolidation and Improvement Act of 1981, amended (H. Rept. 97–977); and

Conference report on H.R. 7356, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983. (H. Rept. 97–978).

Page 32064

**B. F. Sisk Building:** House passed H.R. 5029, to designate the Federal Building in Fresno, California, as the "B. F. Sisk Building".

Page 31880

**Paul Findley Building:** House passed H.R. 7406, to designate a certain Federal building in Springfield, Illinois, the "Paul Findley Building".

Page 31881

**Tennyson Guyer Building:** House passed H.R. 6538, to designate the Federal Building in Lima, Ohio, as the "Tennyson Guyer Federal Building".

**Page 31881**

**Walter E. Hoffman Courthouse:** House passed H.R. 5027, to designate the building known as the United States Post Office and Courthouse in Norfolk, Virginia, as the "Walter E. Hoffman United States Courthouse."

**Page 31882**

**Don H. Clausen Fish Hatchery:** House passed H.R. 7420, to name the fish hatchery at Warm Springs Dam component of the Russian River, Dry Creek, California project as the Don H. Clausen Fish Hatchery.

**Page 31883**

**Tribally Controlled Community Colleges:** House passed S. 2623, to amend and extend the Tribally Controlled Community College Assistance Act of 1978.

Agreeed to an amendment in the nature of a substitute.

House then insisted on its amendment to S. 2623, and asked a conference. Appointed as conferees: Representatives Perkins, Ford of Michigan, Gaydos, Andrews, Simon, Weiss, Kildee, Peyser, Williams of Montana, Eckart, Erlenborn, Coleman, Erdahl, DeNardis, Craig, and Bailey of Missouri.

**Page 31884**

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 7356, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983.

Subsequently, it was made in order to consider the conference report and any amendments in disagreement today or any day thereafter.

**Page 31892**

**Caribbean Basin Initiative:** By a yea-and-nay vote of 260 yeas and 142 nays, Roll No. 476, the House passed H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region.

Agreed To:

The committee amendment;

A technical amendment; and

An amendment that includes tuna prepared or preseved in airtight containers as a product exempted from duty-free treatment.

Rejected:

An amendment that sought to impose a tariff rate quota on the amount of bulk rum that could enter the United States duty free from eligible Caribbean Basin countries (rejected by a recorded vote of 171 ayes to 226 noes, Roll No. 475); and

An amendment that sought to include tobacco and tobacco products to the items exempted from duty-free treatment.

H. Res. 629, the rule under which the bill was considered, was agreed to earlier by a voice vote.

**Page 31890**

**District of Columbia Appropriations:** By a yea-and-nay vote of 288 yeas to 79 nays, Roll No. 477, the House agreed to the conference report on H.R. 7144, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1983.

House receded from its disagreement and concurred in Senate amendments numbered 4 and 6.

House receded from its disagreement and concurred, with amendments, in Senate amendments numbered 3, 7, 17, 23, 33, 34, 35, 39 (on a division of the question, agreed to recede by a yea-and-nay vote of 236 yeas to 122 nays with 1 voting "present", Roll No. 478; and agreed to concur, with amendment, by a voice vote), 40 (on a division of the question, agreed to recede and agreed to concur, with amendment, by voice votes), and 41—clearing the measure for Senate action.

**Page 31937**

**Legislative Program:** Majority Leader announced the legislative program for Saturday, December 18, and Sunday, December 19.

**Page 31944**

**Sunday Session:** Agreed that the House will meet on Sunday December 19.

**Page 31946**

**Recesses-Conference Reports-Rules:** Agreed that during the remainder of the second session, Ninety-seventh Congress, (1) it shall be in order for the Speaker to declare recesses at any time subject to the call of the chair; (2) it shall be in order at any time to consider conference reports and amendments reported in disagreement on the same day reported or any day thereafter, if copies of the statement, together with the text of any such amendment in disagreement have been available to Members for at least one hour before consideration, and subject to the requirement of an announcement on the Floor of the House at least one hour before the consideration, and any such conference report or amendment in disagreement shall be considered as having been read; and (3) it shall be in order to consider reports from the Committee on Rules, except that the provision requiring a two-thirds vote to consider said reports shall be suspended during such period.

**Page 31948**

**Late Report:** Objection was heard to a unanimous-consent request that the Committee on Small Business be permitted to have until midnight tonight to file an investigative report.

Page 31951

**House Office for the Bicentennial:** By a yea-and-nay vote of 230 yeas to 97 nays, Roll No. 479, the House agreed to H. Res. 621, to amend the Rules of the House of Representatives to establish an Office for the Bicentennial of the House of Representatives.

Page 31951

**Peace Corps:** House passed and cleared for the President S. 2611, to amend the Peace Corps Act.

Page 31958

**USIA Film:** House passed and cleared for the President S. 3073, to provide for the distribution within the United States of the United States Information Agency film entitled "Dumas Malone: A Journey With Mr. Jefferson".

Page 31959

**World Court Advisory Opinions:** House agreed to H. Con. Res. 86, to establish a Special Committee on Advisory Opinions from the World Court.

Agreed to an amendment in the nature of a substitute.

Agreed to amend the title.

Page 31960

**Americans Missing in Southeast Asia:** House agreed to S. Con. Res. 131, to express the sense of the Congress concerning Americans missing and unaccounted for in Southeast Asia—clearing the measure.

Page 31963

**Religious Persecution:** House agreed to H. Con. Res. 434, condemning all forms of religious persecution and discrimination as a violation of human rights.

Page 31965

**Costa Rica:** House agreed to H. Con. Res. 423, expressing the full support of the Congress for the Republic of Costa Rica and its democratic institutions as that country responds to the current economic crisis, and for Costa Rica's efforts to contribute to the peaceful resolution of conflicts in Central America.

Page 31968

**Conservation on Public Lands Authorization:** House agreed to the Senate amendments to the House amendment to Senate amendment numbered 4 to H.R. 1952, authorizing appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1982, 1983, and 1984—clearing the measure for the President.

Page 31971

**Indian Funds:** House agreed to the Senate amendment to the House amendments to S. 1986, to provide for the use and distribution of funds awarded to the Blackfeet and Gros Ventre Tribes of Indians and the Assiniboine Tribe of the Fort Belknap Indian Community, and others, in dockets numbered 250–A and 279–C by the United States Court of Claims—clearing the measure for the President.

Page 31973

**Clallam Indian Tribe Funds:** House passed and cleared for the President S. 1340, to provide for the use and distribution of Clallam judgment funds in docket numbered 134 before the Indian Claims Commission.

Page 31973

**West Virginia Judicial Districts:** Objection was heard to a unanimous-consent request to consider S. 3105, to modify the judicial districts of West Virginia.

Page 31974

**Executive Exchange Program:** Objection was heard to a unanimous-consent request to consider S. 3103, to amend section 1304(e) of title 5, United States Code.

Page 31974

**German Settlement in America:** House passed S.J. Res. 260, to designate the period commencing January 1, 1983, and ending December 31, 1983, as the "Tricentennial Anniversary Year of German Settlement in America".

Agreed to an amendment that establishes a Presidential Commission for the German-American Tricentennial.

Page 31975

**Education Consolidation and Improvement Act Amendments:** House passed H.R. 7336, to make certain technical amendments to improve implementation of the Education Consolidation and Improvement Act of 1981.

Agreed to the committee amendment in the nature of a substitute.

Page 31977

**Central Platte Valley Water Study:** Objection was heard to a unanimous-consent request to agree, with an amendment, to the Senate amendment to H.R. 5536, to authorize the Secretary of the Interior to engage in a feasibility study of water resource development and for other purposes in the Central Platte Valley, Nebraska.

Page 31981

**Helen Keller Center:** Objection was heard to a unanimous-consent request to consider H.R. 6820, to provide for the operation of the Helen Keller National Center for Deaf-Blind Youths and Adults, to provide for the operation of the Vinland National Center for Healthsports and Physical Fitness for

Handicapped Individuals and certain other centers which assist handicapped individuals in achieving greater independence, and to assure continued national support for other projects and services for the deaf and other handicapped individuals.

**Page 31982**

**Women's History Week:** Objections were heard to unanimous-consent requests to consider H.J. Res. 460, designating the week beginning March 6, 1983, as "Women's History Week".

**Page 31985, 31993**

**Public Employees' Appreciation Day:** House passed H.J. Res. 619, designating January 17, 1983, as "Public Employees' Appreciation Day".

**Page 31986**

**Greene County, Missouri:** House passed H.J. Res. 630, to commemorate the one hundred and fiftieth anniversary of the founding of Greene County, Missouri.

**Page 31987**

**FTC Financial Report:** House passed H.R. 7410, to amend title 13, United States Code, to transfer responsibility for the quarterly financial report from the Federal Trade Commission to the Secretary of Commerce.

**Page 31987**

**American Indian Day:** House passed H.J. Res. 459, authorizing the President to proclaim May 13, 1982, as "American Indian Day".

Agreed to an amendment that changes the designated day to May 13, 1983.

Agreed to amend the title.

**Page 31989**

**African Development Fund:** Objection was heard to a unanimous-consent request to consider S. 2398, to provide for increased participation by the United States in the African Development Fund.

**Page 31991**

**Former Members of Congress:** House passed H.R. 7423, to recognize the organization known as Former Members of Congress.

**Page 31994**

**False Identification:** House agreed to the conference report on H.R. 6946, to amend title 18 of the United States Code to provide penalties for certain false identification related crimes—clearing the measure for Senate action.

**Page 31995**

**Immigration Reform:** House completed all general debate on H.R. 7357, to revise and reform the Immigration and Nationality Act; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Saturday, December 18.

By a yea-and-nay vote of 148 yeas to 113 nays, Roll No. 480, the House agreed to resolve itself into the Committee of the Whole.

**Page 31996**

**Contempt Certification:** Pursuant to H. Res. 632, on December 17 the Speaker made certification to the United States District Attorney for the District of Columbia of the failure and refusal of Anne M. Gorsuch, as Administrator, United States Environmental Protection Agency, to furnish certain documents to the Committee on Public Works and Transportation.

**Page 32035**

**Adjournment:** Met at 10 a.m. and adjourned at 1:13 a.m., December 18.

## *Committee Meetings*

### OFFICE OF PESTICIDE PROGRAMS

*Committee on Agriculture:* Subcommittee on Department Operations, Research and Foreign Agriculture oversight meeting to receive investigative report on the Office of Pesticide Programs.

### EDUCATION CONSOLIDATION AND IMPROVEMENT ACT AMENDMENTS

*Committee on Education and Labor:* Ordered reported amended H.R. 7336, to make certain technical amendments to improve implementation of the Education Consolidation and Improvement Act of 1981.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Saturday, December 18, 1982*

# Senate

## *Chamber Action*

***Routine Proceedings, pages 32204–32383***

**Measures Introduced:** Five bills were introduced, as follows: S. 3115–3119.

**Page 32356**

**Measures Reported:** Reports were made as follows:

Conference report on S. 2623, authorizing funds for fiscal years 1985, 1986, and 1987 for the Tribally Controlled Community College program. (S. Rept. No. 97–688)

S. 2931, providing for a claims judgment in favor of the Cowlitz Indian Tribe of Washington. (S. Rept. No. 97–689)

**Page 32356**

### MEASURES PASSED:

*West Virginia Wilderness Area:* Senate passed H.R. 5161, designating certain lands in the Monongahela National Forest, West Virginia, as wilderness lands, after agreeing to a committee amendment in the nature of a substitute and the following amendment proposed thereto: **Page 32343**

Robert C. Byrd unprinted amendment No. 1565, authorizing up to $2.2 million to be paid to Pocahontas County and Webster County, West Virginia, such sum in compensation for property tax revenues and other taxes or payments foregone as a consequence of the acquisition of the non-federally owned coal deposits and other mineral interests and rights within the boundaries of the Cranberry Wilderness. **Page 32344**

**Further Continuing Appropriations,** 1983: Senate continued consideration of H.J. Res. 631, making further continuing appropriations through September 30, 1983, for the Federal Government, taking action on additional amendments proposed thereto, as follows: **Pages 32205, 32228, 32347**

Adopted:

(1) By 80 yeas to 11 nays, Danforth modified unprinted amendment No. 1538, providing an additional $200 million for low-income home energy assistance. **Page 32205**

(2) Thurmond unprinted amendment No. 1540, permitting the use of funds for the conversion of Army and Air National Guard civilian technician positions to full-time military positions. **Page 32218**

(3) Hatfield unprinted amendment No. 1543, of a technical nature. **Page 32245**

(4) Cohen-Durenberger unprinted amendment No. 1544, increasing the amount available for weatherization under the Low-Income Emergency Assistance Program. **Page 32245**

(5) By unanimous vote of 93 yeas, Boren unprinted amendment No. 1546, expressing the sense of the Congress that the Federal Reserve Board should continue to take such actions as are necessary to achieve and maintain a level of interest rates low enough to generate significant economic growth and thereby reduce the current level of unemployment. **Page 32255**

(6) Quayle unprinted amendment No. 1547, providing $50 million for the dislocated workers program under the Job Training Partnership Act. **Page 32263**

(7) By 85 yeas to 10 nays, Glenn unprinted amendment No. 1548, prohibiting the use of funds to furnish, or facilitate the sale or transfer of, sensitive United States defense equipment, materials or technology to any country for which the President does not certify to the Congress that he has reliable assurances that such country will not transfer sensitive United States equipment, materials or technology in violation of agreements entered into under the Arms Export Control Act to any Communist country, or to any country which receives arms from a Communist country. **Page 32267**

(8) Melcher unprinted amendment No. 1550, providing $243,000 for the Fish Hatchery at Ennis, Montana. **Page 32271**

(9) Kennedy unprinted amendment No. 1551, providing certain Federal public safety officers certain benefits now accorded State and local public safety officers. **Page 32272**

(10) Hatch unprinted amendment No. 1552, providing $2 million to the National Foundation on the Arts and the Humanities to support social science and historical studies of international labor issues. **Page 32273**

(11) Dole unprinted amendment No. 1554, amending the Gun Control Act of 1968, excluding record keeping for .22 caliber rimfire ammunition. **Page 32278**

(12) Dole unprinted amendment No. 1555, clarifying the importation of curios and relics as classified by the Secretary of Treasury. **Page 32278**

(13) Helms modified unprinted amendment No. 1558, providing that not more than $700 million shall be appropriated for the International Development Association. (By 44 yeas to 46 nays, Senate earlier failed to table the amendment.) **Page 32281**

(14) Hatfield unprinted amendment No. 1560, providing that, notwithstanding any other provision of the joint resolution, such sums as may be necessary for programs, projects, or activities provided for in the Department of the Interior and Related Agencies Appropriations Act, 1983 (H.R. 7356), to the extent and in the manner provided for in the conference report and joint explanatory statement of the committee of conference (H. Rept. No. 97–978), filed in the House on December 17, 1982, as if such Act had been enacted into law. **Page 32285**

(15) Hatfield unprinted amendment No. 1561, striking Section 118, relating to energy policy and conservation activities. **Page 32285**

(16) McClure unprinted amendment No. 1562, providing $3 million to the Department of the Interior for National Park Service construction. **Page 32289**

(17) Hatfield unprinted amendment No. 1564, of a technical and clarifying nature. **Page 32298**

Rejected:

(1) Dodd unprinted amendment No. 1541, to declare congressional support for restrictions on cer-

tain types of operations in Central America. (By 56 yeas to 38 nays, Senate tabled the amendment.)

**Page 32220**

(2) Dixon-Percy unprinted amendment No. 1545, to prohibit use of funds for the procurement of certain aerial reconnaissance cameras under a sole-source contract until a report by the General Accounting Office has been submitted to the Congress. (By 48 yeas to 46 nays, Senate tabled the amendment.)

**Page 32248**

(3) Helms unprinted amendment No. 1557, providing that none of the funds made available by the Act shall be used to pay costs, fees, or other expenses incurred for implementation of the United Nations Convention on the Law of the Sea, which was signed on December 10, 1982, in Montego Bay, Jamaica. (By 46 yeas to 44 nays, Senate tabled the amendment.)

**Page 32280**

(4) Ford unprinted amendment No. 1559, to provide that Federal supplemental unemployment compensation shall be available to certain railroad workers, and to make the necessary appropriations to pay such compensation. (By 47 yeas to 46 nays, Senate tabled the amendment. By 47 yeas to 45 nays, Senate tabled a motion to reconsider the previous vote.)

**Page 32283**

(5) Helms unprinted amendment No. 1563, to provide that no funds under the joint resolution may be used to carry out any revenue ruling of the Internal Revenue Service which rules that a taxpayer is not entitled to a charitable deduction for general purpose contributions which are used for educational purposes by a religious organization which is an exempt organization; and that none of the funds made available shall be used to formulate or carry out any rule, policy, procedure, guideline, regulation, standard, court order, or measure causing the loss of tax-exempt status to private, religious, or church-operated schools. (By 61 yeas to 29 nays, Senate tabled the amendment.)

**Page 32293**

During consideration of this measure today, the following action was also taken:

By 61 yeas to 29 nays, Senate tabled an appeal of the ruling of the Chair in sustaining a point of order against Helms unprinted amendment No. 1556, relating to the rate of pay for Members of Congress and the pay cap, as being legislation on an appropriations measure.

**Page 32279**

**District of Columbia Appropriations, 1983—Conference Report:** Senate agreed to the conference report on H.R. 7144, appropriating funds for fiscal year ending September 30, 1983, for the government of the District of Columbia.

Senate concurred in the amendments of the House to Senate amendments numbered 3, 7, 17, 23, 33, 34, 35, 39, 40, and 41.

**Page 32213**

**Violent Crime and Drug Enforcement Improvements Act of 1982:** Senate further insists on its amendments to H.R. 3963, extending authorizations for the Contract Services for Drug Dependent Federal Offenders Act of 1978, and strengthening law enforcement in the areas of violent crime and drug trafficking.

**Page 32270**

**Messages From the House:** **Page 32355**

**Measured Referred:** **Page 32356**

**Statements on Introduced Bills:** **Page 32357**

**Amendments Submitted for Printing:** **Page 32363**

**Additional Statements:** **Page 32363**

**Record Votes:** Eleven record votes were taken today. (Total—454)

**Pages 32213, 32233, 32254, 32262, 32270, 32288, 32289, 32292, 32293, 32298**

**Recess:** Senate convened at 11 a.m., and recessed on Sunday, December 19, at 2:55 a.m., until 2 p.m., the same day. (For Senate program, see remarks of Senator Baker in today's record on page 32238.)

### *Committee Meetings*

No meetings were held.

## House of Representatives

### *Chamber Action*

**Bill Introduced:** 1 public bill H.R. 7448 was introduced.

**Page 32203**

**Journal:** By a yea-and-nay vote of 256 yeas to 38 nays with 8 voting "present", Roll No. 481, the House approved the Journal of Friday, December 17.

**Page 32115**

**Interior Appropriations:** By a yea-and-nay vote of 282 yeas to 63 nays,,Roll No. 482, the House agreed to the conference report on H.R. 7356, making appropriations for the Department of the Interior and Related Agencies for the fiscal year ending September 30, 1983.

House receded from its disagreement and concurred in Senate amendments numbered 3, 7, 9, 15, 18, 20, 25, 30, 95, 105, 110, 114, 115, 120, 125, and 143.

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 10, 36, 40, 42, 43, 46, 48, 58, 62, 74, 76, 84, 87, 88, 90, 96, 97, 98, 100, 102, 104, 111, 112, 116, 122, 123, 136, 137, 141, 153, 154, 155, and 156.

Page 32118

**Royalty Collection Act:** House agreed to the amendment of the Senate to the amendment of the House to the amendments of the Senate with an amendment to H.R. 5121, to improve the collection of Federal royalties and lease payments derived from certain natural resources under the jurisdiction of the Secretary of the Interior—returning the measure to the Senate.

Page 32135

**Agricultural Prices and Production:** House passed H.R. 7439, to improve programs for the stabilization of agricultural prices and production.

Page 32135

**Continuing Appropriations:** Agreed that if and when the Clerk receives a message from the Senate indicating that that body has passed H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983, with amendments, insisted upon its amendments and requested a conference with the House, that the House be deemed to have disagreed to the amendments of the Senate and agreed to the conference asked by the Senate, and that the Speaker be deemed to have appointed the following conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Bevill, Dicks, Ginn, Sabo, Dixon, Fazio, Conte, McDade, Edwards of Alabama, Myers, Robinson, Coughlin, Kemp, and Lewis.

Page 32137

**Immigration Reform:** House continued consideration of H.R. 7357, to revise and reform the Immigration and Nationality Act; but came to no resolution thereon.

By a division vote of 244 ayes to 7 noes the House agreed to resolve itself into the Committee of the Whole.

Agreed to the third amendment of the Committee on Education and Labor.

Rejected the first amendment of the Committee on Education and Labor (rejected by a recorded vote of 110 ayes to 213 noes with 1 voting "present", Roll No. 483).

The second amendment of the Committee on Education and Labor was withdrawn.

Page 32138

**West Virginia Judicial Districts:** House passed and cleared for the President S. 3081, to modify the judicial districts of West Virginia.

Page 32175

**Periodic Payment Settlements:** House insisted on its amendments to the amendment of the Senate to the text of H.R. 5470, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of periodic payments for damages received on account of personal injury or sickness; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Rostenkowski, Gibbons, Pickle, Duncan, and Frenzel.

Page 32176

**Virgin Islands Revenue:** House insisted on its disagreement to the amendments of the Senate numbered 2, 3, and 4 to H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income.

House insisted on its amendment to the amendment of the Senate numbered 1; and agrees to the conference asked by the Senate. Appointed as conferees: Representatives Rostenkowski, Pickle, Jacobs, Gephardt, Shannon, Archer, Gradison, and Martin of North Carolina. Page 32176

**Technical Corrections in Tax Acts:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 6056, to make technical corrections related to the Economic Recovery Tax Act of 1981, the Crude Oil Windfall Profit Tax Act of 1980, and the Installment Sales Revision Act of 1980.

Page 32176

**Handicapped Telecommunications:** House agreed to the amendment of the Senate to the amendment of the House to S. 2355, to amend the Communications Act of 1934 to provide that persons with impaired hearing are ensured reasonable access to telephone service—clearing the measure for the President.

Page 32176

**Job Training Partnership:** House passed and cleared for the President S. 3113, to make minor and technical amendments to the Job Training Partnership Act.

Page 32177

**Central Platte Valley Water Study:** House agreed to the amendment of the Senate with an amendment to H.R. 5536, to authorize the Secretary of the Interior to engage in a feasibility study of water resource development and for other purposes in the Central Platte Valley, Nebraska—returning the measure to the Senate.

Page 32177

**Fishery Conservation and Management:** House disagreed to the amendments of the Senate to H.R. 5002, to improve fishery conservation and management; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Anderson, Breaux, Studds, Snyder, and Forsythe.

Conferees received permission to have until midnight tonight to file a conference report on H.R. 5002.

**Page 32179**

**Referrals:** Five Senate-passed measures were referred to the appropriate House committees.

**Page 32203**

**Adjournment:** Met at 10 a.m. and adjourned at 5:35 p.m.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Sunday, December 19, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 32407–32517*

**Measures Passed:**

*Further Continuing Appropriations, 1983:* By 63 yeas to 31 nays, Senate passed H.J. Res. 631, making further continuing appropriations through September 30, 1983, for the Federal Government.

**Page 32409**

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hatfield, Stevens, Weicker, McClure, Garn, Schmitt, Cochran, Andrews, Abdnor, Kasten, D'Amato, Mattingly, Rudman, Specter, Proxmire, Stennis, Inouye, Hollings, Eagleton, Chiles, Johnston, Huddleston, Burdick, Leahy, Sasser, DeConcini, and Bumpers.

**Page 32412**

*Deep Seabed Hard Minerals Resources Act Reauthorization:* Committee on Energy and Natural Resources was discharged from further consideration of H.R. 6120, reauthorizing the Deep Seabed Hard Minerals Resources Act for fiscal years 1983, 1984, and 1985, and the measure was then passed

**Page 32440**

*Distribution of Certain Judgment Funds:* Senate passed H.R. 3731, relating to the use or distribution of certain judgment funds awarded by the Indian Claims Commission or the Court of Claims, after agreeing to committee amendments and the following amendment proposed thereto:

**Page 32440**

Baker (for Cohen) unprinted amendment No. 1566, providing that interests of individual Indians in trust or restricted lands shall not be considered a resource in determining eligibility for assistance under the Social Security Act or any other Federal or federally assisted program. **Page 32442**

*Settlement of NOAA Claims:* Senate passed H.R. 1029, authorizing the Secretary of Commerce to settle claims not exceeding $2,500 for damages caused by acts of the National Oceanic and Atmospheric Administration, after agreeing to the following amendment proposed thereto:

Robert C. Byrd (for Nunn) unprinted amendment No. 1567, increasing the penalties for Violations of the Taft-Hartley Act, prohibiting persons, upon their convictions of certain crimes, from holding office in or certain positions related to labor organization and employee benefit plans, and clarifying certain responsibilities of the Department of Labor.

**Page 32442**

*Private Land Claim in Livingston Parish, Louisiana:* Senate passed S. 1978, granting a simple fee to a certain private land claim in Livingston Parish, Louisiana, after agreeing to a committee amendment in the nature of a substitute.

**Page 32448**

*Saint Croix Island National Monument:* Senate passed S.J. Res. 155, redesignating the Saint Croix Island National Monument in Maine as the Saint Croix Island International Historic Site, after agreeing to the following amendment proposed thereto:

Baker (for McClure) unprinted amendment No. 1568, providing that funds authorized for the construction of a hydroelectric facility in Ponape pursuant to section 101 of Public Law 96–205 (94 Stat. 84), as amended, may be appropriated directly to the Corps of Engineers.

**Page 32448**

*Private Relief Bill:* Senate passed H.R. 2520, a private relief bill.

**Page 32451**

*Budget Act Waiver:* Senate agreed to S. Res. 505, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5858, listed below.

**Page 32451**

*Private Relief Bill:* Senate passed H.R. 5858, a private relief bill.

**Page 32451**

*Cheaha Wilderness, Talladega National Forest, Alabama:* Senate passed S. 2955, establishing the Cheaha Wilderness in the Talladega National Forest, Alabama.

**Page 32452**

*Temporary Use of Public Lands:* Senate passed S. 1705, permitting temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior, after agreeing to a committee amendment thereto.

**Page 32452**

*Conveyance of Certain Property to Show Low, Arizona:* Senate passed S. 2308, providing for the conveyance of certain property to the city of Show

Low, Arizona, after agreeing to a committee amendment in the nature of a substitute.

Page 32452

*Land Conveyed to Eastern Washington University:* Senate passed H.R. 6419, directing the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University and to enable the university to sell or exchange those lands in order to acquire other lands more suitable for educational or recreational purposes.

Page 32452

*National Wilderness Preservation System, Florida:* Senate passed H.R. 9, prohibiting the issuance of phosphate mining leases on the Osceola National Forest in Florida, and designating certain wilderness and national forest lands in Florida, after agreeing to a committee amendment in the nature of a substitute.

Page 32453

*Migrant and Seasonal Agricultural Worker Protection Act:* Senate passed H.R. 7102, providing for the protection of migrant and seasonal agricultural workers and for the registration of contractors of migrant and seasonal agricultural labor, after agreeing to Baker (for Hatch) unprinted amendment No. 1569, of a technical nature.

Page 32458

*Joe Pool Lake, Texas:* Senate passed H.R. 7377, designating the Lakeview Lake project, Mountain Creek, Texas, as the "Joe Pool Lake."

Page 32466

*Protection of Certain Diplomatic Missions:* Committee on Finance was discharged from the further consideration of H.R. 6254, clarifying the function of the United States Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States, and the measure was then passed.

Page 32473

*Transportation Law Revisions:* Committee on the Judiciary was discharged from the further consideration of H.R. 6993, to revise, codify and enact without substantive change certain general and permanent laws related to transportation as subtitle I and chapter 31 of subtitle II of title 49, United States Code, "Transportation," and the measure was then passed.

Page 32474

*Money and Finance Law Revisions:* Committee on the Judiciary was discharged from the further consideration of H.R. 7378, to codify without substantive change recent laws related to money and finance and to improve the United States Code, and the measure was then passed.

Page 32474

*Modification of Effluent Limitations:* Senate passed H.R. 7159, allowing modifications of certain effluent limitations relating to biochemical oxygen demand and pH with regard to two pulp mills in the State of California, after agreeing to a committee amendment and Baker (for Gorton) unprinted amendment No. 1571, of a technical nature.

Page 32475

*Notification Procedure for Nondiplomatic Foreign Agents:* Committee on the Judiciary was discharged from the further consideration of S.1963, amending the Federal criminal code to increase the authorized fine for nondiplomatic agents of foreign governments who act in the United States without prior notification to the Federal authorities, and transferring administration of this offense from the Secretary of State to the Attorney General, and the measure was then passed.

Page 32476

*Federal Rules of Civil Procedure Amendments Act of 1982:* Committee on the Judiciary was discharged from the further consideration of H.R. 7154, amending the Federal Rules of Civil Procedure to authorize the service of a summons and complaint by first class mail, and the measure was then passed, after agreeing to the following amendment proposed thereto:

Baker (for Denton) unprinted amendment No. 1572, clarifying the notification requirements for foreign agents under section 951 of title 18, U.S. Code, and increasing the penalties for failure to notify.

Page 32476

*Former Members of Congress:* Senate passed H.R. 7423, recognizing the organization known as Former Members of Congress.

Page 32477

*Tariff Schedule Revisions:* Senate passed H.R. 4566, revising the tariff treatment of various articles, after agreeing to a committee amendment in the nature of a substitute and Dole unprinted amendment No. 1573, of a technical and clarifying nature.

Senate insisted on its amendments requested a conference with the House thereon, and appointed as Conferees Senators Dole, Danforth, Heinz, Long, and Bentsen.

Page 32478

**Indefinitely Postponed:** Senate indefinitely postponed S. 2715, establishing the National Park System Visitor Facilities Fund.

Page 32457

**Surface Transportation Assistance Act of 1982:** By 89 yeas to 5 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on Baker Amendment No. 4998 (in the nature of a substitute) to H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund.

**Pages 32408, 32490**

Senate continued consideration of the bill, rejecting further amendments proposed thereto, as follows:

(1) Nickles Amendment No. 5009, to remove the section of the bill relating to the payment of the prevailing rate of wage on construction work performed on highway projects on the Federal-aid systems. (By 48 yeas to 46 nays, Senate tabled the amendment.)

**Page 32490**

(2) Riegle-Bradley Amendment No. 5613, to exempt certain individuals from taxes imposed by Section 111 of the Act. (By 50 yeas to 42 nays, Senate tabled the amendment.)

**Page 32503**

Senate will continue consideration of the bill and amendments proposed thereto on Monday, December 20.

By unanimous consent, a vote will occur on Baker Amendment No. 4998, in the nature of a substitute for the bill, at not earlier than 5 p.m., and not later than 6 p.m.

**Page 32490**

**Department of the Interior Appropriations, 1983—Conference Report:** Senate agreed to the conference report on H.R. 7356, appropriating funds for the Department of the Interior and related agencies for the fiscal year ending September 30, 1983.

Senate concurred in the amendments of the House to Senate amendments numbered 10, 36, 40, 42, 43, 46, 58, 62, 74, 76, 84, 87, 88, 90, 96, 97, 98, 100, 102, 104, 111, 112, 116, 122, 123, 136, 137, 141, 153, 154, 155, and 156.

**Page 32416**

**Withdrawal of Certain Lands:** Senate receded from its amendments numbered 2, 3, 4, 5, 6, and 7 to H.R. 2475, providing for the withdrawal of certain described lands from the operation of the general public lands laws to protect the watershed supplying water to Los Angeles.

**Page 32440**

**Fishery Conservation and Management:** Senate insisted on its amendments to H.R. 5002, improving fishery conservation and management, agrees to the conference requested by the House thereon, and appointed as conferees Senators Packwood, Gorton, Stevens, Hollings, and Inouye.

**Page 32466**

**Devils Lake Sioux Indian Tribe Lands:** Senate concurred in the amendments of the House to S. 503, providing for the purchase, sale, and exchange of lands by the Devils Lake Sioux Indian Tribe of the Devils Lake Sioux Reservation, North Dakota, with Baker (for Cohen) unprinted amendment No. 1570, of a technical nature.

**Page 32466**

**Tricentennial Anniversary:** Senate concurred in the amendment of the House to S.J. Res. 260, designating the period commencing January 1, 1983, and ending December 31, 1983, as the "Tricentennial Anniversary Year of German Settlement in America."

**Page 32468**

**Mark Twain National Forest, Missouri:** Senate concurred in the amendment of the House to S. 1965, designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System.

**Page 32469**

**Sale of Public Lands in Fairbanks, Alaska:** Senate concurred in the amendment of the House to S. 835, providing for the sale to a named individual not more than ten acres of land from certain public lands in Fairbanks, Alaska.

**Page 32470**

**Land Conveyance:** Senate concurred in the amendment of the House to S. 1501, providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately 76 acres of land in Alaska.

**Page 32470**

**Tribally Controlled Community College Program: Conferance Report** Senate agreed to the conference report on S. 2623, authorizing funds for fiscal years 1985, 1986, and 1987 for the Tribally Controlled Community College program.

**Page 32475**

**False Identification Related Crimes:** Senate agreed to the conference report on H.R. 6946, amending the Federal criminal code to impose penalties for certain false identification related crimes.

**Page 32513**

**Measures Referred:** **Page 32515**

**Amendments Submitted for Printing:** **Page 32513**

**Record Votes:** Four record votes were taken today. (Total–458)

**Pages 32412, 32490, 32497, 32505**

**Recess:** Senate convened at 2 p.m., and reconvened at 8:34 p.m., until 12 noon, on Monday, December 20, 1982.

# House of Representatives

## *Chamber Action*

**Report Filed:** One report was filed as follows: Conference report on S. 2623, to amend and extend the Tribally Controlled Community Asssistance Act of 1978 (H. Rept. 97–979).

Page 32406

**Continuing Appropriations:** Agreed that it be in order to consider the conference report and any amendments in disagreement on H.J. Res. 631, making further continuing appropriations and providing for productive employment for the fiscal year 1983, subject to the availability of such for at least one hour; that all points of order be waived against the conference report and amendments in disagreement; and that said conference report and amendments in disagreement be considered as having been read when called up for consideration.

Page 32401

**Recess:** Met at 4 p.m. and recessed at 4:05 p.m.

◆◆◆◆◆◆◆◆◆◆◆◆

## *Monday, December 20, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, pages 32519–32816*

**Measures Introduced:** Four bills and one resolution were introduced, as follows: S. 3120–3123, and S. Res. 524.

**Measures Reported:** Reports were made as follows:

S. 1730, revising certain provisions of the Freedom of Information Act by providing protectable interest in national security information, law enforcement investigations, business confidentiality, and personal property, with an amendment in the nature of a substitute (with supplemental views). (S. Rept. No. 97–690)

Page 32719

**Measures Passed:**

*Nuclear Waste Policy Act of 1982:* Senate passed H.R. 3809, providing for the development of repositories for the disposal of high-level radioactive waste and spent nuclear fuel to establish a program of research development and demonstration regarding the disposal of high-level radioactive waste and spent nuclear fuel, after agreeing to amendments proposed thereto, as follows:

Page 32521

(1) McClure Amendment No. 4983, in the nature of a substitute.

Page 32521

(2) McClure unprinted amendments No. 1574, making clear that if the Federal government seeks to utilize repositories developed under the bill, the Federal government must pay its pro rata share of development, construction and operating costs of such repositories; that with respect to transportation, nothing in the Act is intended to affect existing Federal, State, or local laws; changing the process by which potential sites for repositories are selected; reflecting the change made from an environmental impact statement back to an environmental assessment for sites recommended to the President; striking subsection 112(g) of the substitute; providing that no repository shall be built in the surface facility of any proposed repository located adjacent to a one square-mile area with more than 1,000 individuals; providing the President with discretion to recommend additional sites for the construction of subsequent repositories; clarifying the Secretary's preliminary determination that sites are suitable for development as repositories, to be made consistent with the Secretary's guidelines promulgated under section 112(a); providing for judicial review of environmental assessments prepared under 112(b)(1); providing monitored retrievable storage of spent fuel and high-level radioactive waste; providing that the Secretary take title to high-level waste or spent fuel as expeditiously as practicable upon the request of the generator of such waste; clarifying that interim storage may only be placed at Federal sites owned by the government on the date of enactment of the Act; conforming the language of the substitute amendment to conform to the terminology employed throughout the House bill; and correcting cross-references contained in section 302(a)(4) of the bill.

Page 32539

(3) McClure (for Weicker) unprinted amendment No. 1575, authorizing and directing the Nuclear Regulatory Commission to promulgate regulations, or other appropriate Commission regulatory guidance, for the training and qualifications of civilian nuclear power plant operators, supervisors, technicians and other appropriate operating personnel.

Page 32543

(4) McClure (for Mitchell) unprinted amendment No. 1576, providing that the provisions of judicial review shall not apply to the first application for a license or license amendment received by the Commission to expand on-site spent fuel storage capacity by the use of a new technology not previously approved for use at any nuclear powerplant by the Commission.

Page 32544

(5) McClure (for Thurmond) unprinted amendment No. 1577, improving the process for State par-

ticipation in decisions relating to interim storage facilities.

Page 32545

(6) McClure (for Glenn) unprinted amendment No. 1578, providing technical assistance to non-nuclear weapon States in the field of spent fuel storage and disposal.

Page 32548

(7) Proxmire unprinted amendment No. 1579, providing substitute language for Section 112, Review of Repository Site Selection.

Page 32549

(8) Levin unprinted amendment No. 1580, providing that Section 141(a)(1) shall only apply until such time as the Secretary decides that such candidate site is no longer a candidate site under consideration for development as a repository.

Page 32553

(9) Levin unprinted amendment No. 1581, providing that nothing in the Act shall be considered to amend or otherwise detract from the licensing requirements of the Nuclear Regulatory Commission as established in Title II of the Energy Reorganization Act of 1974 (P.L. 93–438).

Page 32552

*Waiver of Certain Printing Requirement:* Senate agreed to H. Con. Res. 436, waiving the requirement that the enrollment of any measure continuing appropriations be printed on parchment for the duration of the 97th Congress, and that the enrollment of any measure continuing appropriations be in such form as may be certified by the Committee on House Administration to be a truly enrolled joint resolution.

Page 32717

*Surface Transportation Assistance Act of 1982:* By 56 yeas to 34 nays, Senate passed H.R. 6211, authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund, after taking action on additional amendments proposed thereto, as follows:

Pages 32572, 32635, 32663

Adopted:

(1) Bumpers Amendment No 5043, allowing certain vehicles using the interstate system reasonable access to certain locations in proximity to such system.

Page 32574

(2) Riegle-Cranston Amendment No. 5011, improving mass transportation services for elderly and handicapped persons.

Page 32641

(3) By 71 yeas to 24 nays, Baker Amendment No. 4998, in the nature of a substitute, as amended.

Page 32646

(4) Dole unprinted amendments No. 1582, making technical and other miscellaneous amendments, en bloc.

Page 32637

Rejected:

(1) Bumpers amendment No. 5190, to further restrict the Secretary's authority to make mass transit grants under the Act. (By 52 yeas to 44 nays, Senate tabled the amendment.)

Page 32635

During consideration of this measure today the following actions also occurred:

By 73 yeas to 22 nays, Senate tabled a point of order that H.R. 6211 was in violation of Public Law 95-435.

Page 32647

By 81 yeas to 14 nays, Senate agreed to a motion to waive section 311 of the Congressional Budget Act of 1974.

Page 32648

By 86 yeas to 7 nays, Senate agreed to a motion to proceed to a motion to reconsider the cloture vote on H.R. 6211.

Page 32648

By 87 yeas to 8 nays, Senate agreed to reconsider the cloture vote on H.R. 6211.

Page 32649

By 87 yeas to 8 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed, upon reconsideration, to close further debate on H.R. 6211.

Page 32649

Senate adjourned for 1 minute, thus entering a new legislative day.

Page 32664

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Dole, Packwood, Roth, Durenberger, Long, Harry F. Byrd, Jr., and Matsunaga for Title I; Stafford, Domenici, Chafee, Abdnor, Symms, Bentsen, Randolph, Burdick, and Moynihan for Title II; Garn, Tower, Lugar, Proxmire, and Riegle for Title III; and Packwood, Danforth, and Cannon for Title IV.

Page 32696

*Providing for Sine Die Adjournment:* Senate agreed to H. Con. Res. 438, providing for the sine die adjournment of the 97th Congress.

Page 32696

*Acreage Limitation and Residency Provisions:* Senate passed S. 1867, increasing the acreage limitations and abolishing the residency requirements of Federal reclamation laws, after agreeing to a committee amendment in the nature of a substitute and Baker (for Murkowski) unprinted amendment No. 1583, providing for the non-Federal development of the Bradley Lake Hydroelectric Project, Alaska.

Page 32759

*Wolf Trap Farm Park, in Virginia:* Senate passed S. 1999, providing for the establishment of the Wolf Trap Farm Park, Fairfax County, Virginia, and authorizing funds for certain activities of the Wolf Trap Foundation for the Performing Arts, after agreeing to a committee amendment in the nature of a substitute and Baker unprinted amendment No. 1584, in the nature of a substitute.

**Page 32762**

*Emigration of Ida Nudel:* Senate agreed to H. Con. Res. 330, expressing the sense of the Congress with respect to the Soviet Union's obligations under international law to allow Ida Nudel to emigrate to Israel.

**Page 32761**

*Budget Act Waiver:* Senate agreed to S. Res. 504, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 2863, listed below.

**Page 32763**

*Federal Employee Compensation Benefits for Jurors:* Senate passed S. 2863, extending Federal employees compensation benefits to all Federal jurors, providing the awarding of attorney fees for court-appointed attorneys, and expanding the method of serving jury summons.

**Page 32764**

*Dr. Martin Luther King, Jr.:* Senate agreed to H. Con. Res. 153 providing for the procurement of a bust or statue of Dr. Martin Luther King, Jr., to be placed in the U.S. Capitol.

**Page 32764**

*Agricultural and Productive Credit and Self-Help Community Development Programs:* Senate passed H.R. 7143, amending the Foreign Assistance Act of 1961, to extend for an additional year the Agricultural and Productive Credit and Self-Help Community Development Programs.

**Page 32764**

*U.S.-Japan Mutual Security:* Senate agreed to S. Con. Res. 46, expressing the sense of the Congress with regard to the mutual security efforts of the United States and Japan, after agreeing to a committee amendment in the nature of a substitute.

**Page 32764**

*United States Senate Productivity Award:* Senate agreed to S. Res. 503, establishing a United States Senate Productivity Award.

**Page 32767**

*Federal Seed Act Amendments of 1982:* Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 7005, amending the Federal Seed Act regarding law and turf seed mixture labelling and importation, and the measure was then passed.

**Page 32786**

*Livestock and Plant Disease Control:* Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 6679, authorizing civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests, and the measure was then passed.

**Page 32788**

*Plant Quarantine Act Amendment:* Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 5456, amending the Plant Quarantine Act of 1912, eliminating specified public hearing requirements, and the measure was then passed.

**Page 32789**

*National Institute on Arthritis and Musculoskeletal Diseases:* Committee on Labor and Human Resources was discharged from the further consideration of S. 1939, establishing a National Institute on Arthritis and Musculoskeletal Diseases, and the measure was then passed, after agreeing to Baker (for Hatch) unprinted amendment No. 1585, in the nature of a substitute.

**Page 32790**

*Warm Spring Indian Judgment Funds:* Select Committee on Indian Affairs was discharged from the further consideration of H.R. 6243, providing for the distribution of funds awarded the Confederated Tribes of the Warm Springs Reservation in Oregon by the Indian Claims Commission, and the measure was then passed.

**Page 32796**

*Private Relief Bill:* Committee on the Judiciary was discharged from the further consideration of H.R. 2481, a private relief bill, and the measure was then passed.

**Page 32797**

*Private Relief Bill:* Committee on the Judiciary was discharged from the further consideration on H.R. 5633, a private relief bill, and the measure was then passed.

**Page 32797**

*Private Relief Bill:* Committee on the Judiciary was discharged from the further consideration on H.R. 4746, a private relief bill, and the measure was then passed.

**Page 32797**

*U.S. Capitol Historical Society:* Committee on Governmental Affairs was discharged from the further consideration of H.R. 4491, exempting the United States Capitol Historical Society from certain taxes, and the measure was then passed.

**Page 32798**

*Education Consolidation and Improvement Act:* Senate passed H.R. 7336, making certain technical amendments to improve implementation of the Education Consolidation and Improvement Act of 1981.

Page 32814

*Export of Surplus Dairy Products:* Senate agreed to S. Res. 524, expressing the sense of the Senate that the Secretary of Agriculture use his existing authorities to export surplus dairy products.

Page 32815

*American Indian Day:* Senate passed H.J. Res. 459, authorizing the President to proclaim May 13, 1983, as "American Indian Day."

Page 32815

*Per Capita Payments to Indians:* Senate passed H.R. 4365, providing that funds distributed per capita to certain members of an Indian tribe may be so distributed by the Secretary of the Interior or the governing body of any such tribe.

Page 32815

*Texas Band of Kickapoo Indians:* Senate passed H.R. 4496, clarifying the citizenship status of members of the Texas Band of Kickapoo Indians, providing for a reservation for the Texas Band of Kickapoo, and providing those services and benefits furnished to American Indian tribes and individuals, after agreeing to a committee amendment in the nature of a substitute.

Page 32815

**Further Continuing Appropriations, 1983—Conference Report:** By 55 yeas to 41 nays, Senate agreed to the conference report on H.J. Res. 631, making further continuing appropriations through September 30, 1983, for the Federal Government.

Page 32633

**Fishery Conservation and Management:** Senate further insisted on its amendments to H.R. 5002, improving fishery conservation and management, agrees to the further conference requested by the House thereon, and appointed as conferees Senators Packwood, Gorton, Stevens, Hollings, and Inouye.

Page 32634

**Violent Crime and Drug Enforcement Improvements Act of 1982:** Senate concurred in the amendment of the House to the Senate amendment to H R. 3963, extending authorizations for the Contract Services for Drug Dependent Federal Offenders Act of 1978.

Page 32767

**Monongahela National Forest, West Virginia:** Senate concurred in the amendment of the House to the Senate amendment to H.R. 5161, designating certain lands in the Monongahela National Forest, West Virginia, as wilderness, and designating management of certain lands for uses other than wilderness.

Page 32785

**Authorizations, Treasury Agencies, 1983:** Senate insisted on its amendments to H.R. 6094, authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury, agreed to the request for a conference by the House, and appointed as conferees Senators Dole, Roth, Danforth, Long, and Bentsen.

Page 32783

**Saratoga National Park Boundaries:** Senate concurred in the amendments of the House to S. 1540, revising the boundaries of the Saratoga National Park, in New York.

Page 32783

**Messages From the House:** Page 32717

**Statements on Introduced Bills:** Page 32719

**Notices of Hearings:** Page 32726

**Additional Statements:** Page 32727

**Quorum Calls:** Two quorum calls were taken today. (Total—55)

Page 32676

**Record Votes:** Nine record votes were taken today. (Total—467)

Pages 32633, 32638, 32646, 32647, 32648, 32696

**Recess:** Senate convened at 12 Noon, and recessed on Tuesday, at 2:07 a.m., to reconvene at 12 Noon, the same day. (For Senate program, see remarks of Senator Baker in today's Record at page 32816.)

## *Committee Meetings*

### CARIBBEAN BASIN ECONOMIC DEVELOPMENT

*Committee on Finance:* Committee met in evening session to consider H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 5 public bills, H.R. 7449–7453; and 9 resolutions, H.J. Res. 635 and 636, H. Con. Res. 436–438, and H. Res. 634–637 were introduced.

Page 33076

**Reports Filed:** Reports were filed as follows:

Conference report on H.R. 5002, to improve fishery conservation and management (H. Rept. 97–981);

Conference report on H.R. 5002, to improve fishery conservation and management (H. Rept. 97–982); and

## DISPOSITION OF EXECUTIVE NOMINATIONS

These tables account for all nominations submitted to the Senate by the President for confirmation.

### FIRST SESSION

January 5 through December 16, 1981

Army nominations, totaling 16,400, disposed of as follows:

| | |
|---|---|
| Confirmed | 16,400 |

Navy nominations, totaling 29,051, disposed of as follows:

| | |
|---|---|
| Confirmed | 28,699 |
| Unconfirmed | 352 |

Air Force nominations, totaling 45,101, disposed of as follows:

| | |
|---|---|
| Confirmed | 44,809 |
| Unconfirmed | 292 |

Marine Corps nominations, totaling 11,171, disposed of as follows:

| | |
|---|---|
| Confirmed | 11,171 |

Civilian nominations, totaling 5,015, disposed of as follows:

| | |
|---|---|
| Confirmed | 4,125 |
| Unconfirmed | 671 |
| Withdrawn | 11 |

*Summary*

| | |
|---|---|
| Total nominations received | 106,615 |
| Total confirmed | 105,284 |
| Total unconfirmed | 1,315 |
| Total withdrawn | 11 |

### SECOND SESSION

January 25 through December 23, 1982

Army nominations, totaling 15,198, disposed of as follows:

| | |
|---|---|
| Confirmed | 15,197 |
| Withdrawn | 1 |

Navy nominations, totaling 22,611 (including 352 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 22,611 |

Air Force nominations, totaling 35,562 (including 292 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 35,562 |

Marine Corps nominations, totaling 2,848, disposed of as follows:

| | |
|---|---|
| Confirmed | 2,848 |

Civilian nominations, totaling 3,430 (including 671 carried over from the first session), disposed of as follows:

| | |
|---|---|
| Confirmed | 3,343 |
| Unconfirmed | 47 |
| Withdrawn | 21 |
| Superseded by 1982 renomination confirmations | 12 |
| Failed of confirmation on October 2, 1982 | 7 |

*Summary*

| | |
|---|---|
| Total nominations received (including 1,315 nominations carried over from the first session) | 79,648 |
| Total confirmed | 79,560 |
| Total unconfirmed and failing of confirmation at the time of the sine die adjournment of the 97th Congress | 47 |
| Total withdrawn | 22 |
| Total superseded by 1982 renomination confirmations | 12 |
| Total failed of confirmation on October 2, 1982 | 7 |

## BILLS VETOED

S. 1503, Standby Petroleum Allocation Act of 1982.

H.R. 5118, Papago Indian Water Rights.

H.R. 5922, Urgent Supplemental Appropriations, 1982.

H.R. 6682, Urgent Supplemental Appropriations, 1982.

H.R. 6198, Manufacturing Clause of Copyright Law. (Overridden, July 13, 1982. Public Law 97-215.)

H.R. 6863, Supplemental Appropriations, 1982. (Overridden, September 10, 1982. Public Law 97-257.)

H.R. 1371, Contract Disputes Act Amendment.

S. 2577, Environmental Research, Development, and Demonstration Act of 1983.

H.R. 5858, a private relief bill.

S. 2623, Tribally Controlled Community College Program.

H.R. 7336, Education Consolidation and Improvement Act.

H.R. 9, National Wilderness Preservation System, Florida.

H.R. 3963, Violent Crime and Drug Enforcement Improvement Act of 1982.

# HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(97th Cong., 2d Sess.)

CARIBBEAN BASIN INITIATIVE

*Committee on Finance:* Committee ordered favorably reported with amendments H.R. 7397, to promote economic revitalization and facilitate expansion of economic opportunity in the Caribbean Basin region.

A press release summarizing the actions taken by the committee is available in room 2227, Dirksen Office Building.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 4 public bills, H.R. 7454–7457; and 4 resolutions, H. Con. Res. 439, and H. Res. 638–640 were introduced.

Page 22433

**Reports Filed:** Reports were filed as follows:

Conference report on H.R. 5470, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of periodic payments for damages received on account of personal injury or sickness (H. Rept. 97–984);

Conference report on H.R. 7093, to amend the Internal Revenue Code of 1954 to reduce the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income (H. Rept. 97–985);

Conference report on H.R. 6056, to make technical corrections related to the Economic Recovery Tax Act of 1981, the Crude Oil Windfall Profit Tax Act of 1980, and the Installment Sales Revision Act of 1980 (H. Rept. 97–986);

Conference report on H.R. 6211, to authorize appropriations for construction of certain highways in accordance with title 23, United States Code, for highway safety, and for mass transportation in urban and rural areas (H. Rept. 97–987);

Conference report on H.R. 6094, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1983 (H. Rept. 97–988); and

Conference report on H.R. 4566, to reduce certain duties, to suspend temporarily certain duties, and to extend certain existing suspensions of duties (H. Rept. 97–989).

Page 22433

**Surface Transportation:** House disagreed to the Senate amendment to H.R. 6211, to authorize appropriations for construction of certain highways in accordance with title 23, United States Code, for highway safety, and for mass transportation in urban and rural areas; and agreed to a conference. Appointed as conferees: Representatives Rostenkowski, Gibbons, Pickle, Rangel, Brodhead, Conable, Duncan, and Archer for consideration of title I of the Senate amendment and modifications committed to conference and on matters within the jurisdiction of the Committee on Ways and Means; and Representatives Howard, Anderson, Breaux, Mineta, Levitas, Clausen, Shuster, and Snyder for consideration of the remainder of the Senate amendment and modifications submitted to conference.

Earlier, agreed that it be in order, any rule of the House to the contrary notwithstanding, to consider the conference report on H.R. 6211 at any time after it is filed in the House, that all points of order against the conference report be waived, and that the conference report be considered as having been read when called up for consideration.

Page 22238

**Kickapoo Indians:** House agreed to the Senate amendment to H.R. 4496, to grant Federal recognition to the Texas Band of Kickapoo Indians; to clarify the status of the members of the band; and to provide trust lands to the band—clearing the measure for the President.

Page 22344

**Banking Statute Corrections:** House passed S.J. Res. 271, to make technical corrections on certain banking and related statutes.

Agreed to a technical amendment.

Page 22343

**Arthritis Institute:** Objection was heard to a unanimous-consent request to consider S. 1999, to establish a National Institute on Arthritis and Musculoskeletal Diseases.

Page 22351

**Reports of Comptroller General:** House agreed to H. Res. 638, providing for the printing of reports of the Comptroller General of the United States as House documents of the second session of the Ninety-seventh Congress.

Page 22352

**Printing of House Rules:** House agree to H. Res. 639, providing for the printing of the revised edition of the Rules and Manual of the House Representatives for the Ninety-eighth Congress.

Page 22353

**Resignations—Appointments:** Notwithstanding the sine die adjournment of the House, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 22385

**Committee Reports:** Agreed that reports filed with the Clerk following the sine die adjournment by committees authorized by the House to conduct in-

**Surface Transportation:** By a yea-and-nay vote of 180 yeas to 87 nays with 1 voting "present", Roll No. 480), the House agreed to the conference report on H.R. 6211, to authorize appropriations for construction of certain highways in accordance with title 23, United States Code, for highway safety, and for mass transportation in urban and rural areas—clearing the measure for Senate action.

Page 33299

**Alaska Natives:** House agreed to H. Con. Res. 439, providing for clarification of Indian tribal government in the case of Alaska Natives.

Page 33309

**Committee to Notify President:** House agreed to H. Res. 640, providing for the committee to notify the President of completion of business. Subsequently, the Speaker appointed Representatives Wright and Michel as members of the committee on the part of the House.

Page 33310

**International Trade Authorizations:** House agreed to the conference report on H.R. 6094, to authorize appropriations for the United States International Trade Commission, the United States Customs Service, and the Office of the United States Trade Representative for fiscal year 1983—clearing the measure for Senate action.

Page 33330

**Customs Duties:** House agreed to the conference report on H.R. 4566, to reduce certain duties, to suspend temporarily certain duties, and to extend certain existing suspensions of duties—clearing the measure for Senate action.

Page 3339[illegible]

**Sine Die Adjournment:** Reconvened at noon and, pursuant to the provisions of H. Con. Res. 438, adjourned sine die at 9:56 p.m.

## *Committee Meetings*

### INTERNATIONAL FINANCIAL MARKETS

*Committee on Banking, Finance and Urban Affairs:* Held a hearing on International Financial Markets and related problems. Testimony was heard from Donald T. Regan, Secretary of the Treasury.

## *Joint Meetings*

### SURFACE TRANSPORTATION ASSISTANCE ACT

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6211, authorizing funds to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund.

### VIRGIN ISLANDS TAX RATES

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7093, reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income.

### TARIFF SCHEDULE REVISIONS

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4566, revising the tariff treatment of various articles.

### TECHNICAL CORRECTIONS TO TAX ACTS

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97–34), the Crude Oil Windfall Profit Tax Act (P.L. 96–223), and the Installment Sales Revision Act (P.L. 96–471).

### TAXES—PERIODIC PAYMENT SETTLEMENT ACT

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5470, ensuring periodic payment for damages received on account of personal injuries.

### AUTHORIZATIONS—TREASURY AGENCIES

*Conferees* agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6094, authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury.

* * *

# *Wednesday, December 22, 1982*

# Senate

## *Chamber Action*

*Routine Proceedings, page 33341*

Senate convened at 1 p.m., in pro forma session, and recessed at 1 o'clock and 52 seconds, until 8 a.m., on Thursday, December 23, 1982.

## *Committee Meetings*

No committee meetings were held.

trust for the Ramah Band of the Navajo Tribe, and the measure was passed.

*Page 33134*

*Don H. Clausen Fish Hatchery:* Committee on Environment and Public Works was discharged from further consideration of H.R. 7420, designating the fish hatchery at the Warm Springs Dam component of the Russian River, Dry Creek, California, as the "Don H. Clausen Fish Hatchery," and the measure was then passed.

*Page 33135*

*Tennyson Guyer Federal Building:* Committee on Environment and Public Works was discharged from further consideration of H.R. 6546, designating the Federal Building in Lima, Ohio, as the Tennyson Guyer Federal Building, and the measure was then passed.

*Page 33138*

*B. F. Sisk Federal Building:* Committee on Environment and Public Works was discharged from further consideration of H.R. 5029, designating the Federal Building in Fresno, California, as the "B. F. Sisk Federal Building," and the measure was then passed.

*Page 33141*

*Budget and Economic Reports:* Senate passed H.J. Res. 635, establishing the dates for submission of the Budget and Economic Report.

*Page 33142*

*Paul Findley Building:* Committee on Environment and Public Works was discharged from further consideration of H.R. 7406, designating a certain Federal Building in Springfield, Illinois, as the "Paul Findley Building," and the measure was then passed.

*Page 33153*

*Japanese-Manufactured Machine Tools:* Senate agreed to S. Res. 525, expressing the sense of the Senate urging Presidential action pursuant to Section 103 of the Revenue Act of 1971, 26 U.S.C. Section 48(a)(7)(D), to disqualify certain Japanese-Manufactured, numerically-controlled machine tools from the United States investment tax credit.

*Page 33155*

*Harry S Truman National Historic Site, Missouri:* Committee on Energy and Natural Resources was discharged from the further consideration of S. 3077, establishing the Harry S Truman National Historic Site in the State of Missouri, and the measure was then passed, after agreeing to Baker (for McClure) unprinted amendment No. 1587, in the nature of a substitute.

*Page 33156*

**Surface Transportation Assistance Act of 1982—Conference Report:** Senate began consideration of the conference report on H.R. 6211, authorizing funds through fiscal year ending September 30, 1985, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund.

*Page 33163*

A motion to close further debate on the conference report was entered and, by unanimous consent, the cloture vote will occur on Thursday, December 23, at 9:30 a.m. By unanimous consent, if cloture is invoked, a vote on the conference report will occur on Thursday, December 23, at 11:30 a.m.

*Page 33174*

**Federal Rules of Civil Procedure Amendments Act of 1982:** Senate concurred in the amendments of the House to the amendment of the Senate to H.R. 7154, amending the Federal Rules of Civil Procedure to authorize the service of a summons and complaint by first class mail.

*Page 33132*

**Federal Oil and Gas Royalty Management Act of 1982:** Senate disagreed to the amendment of the House to the Senate amendment to the amendment of the House to the Senate amendments to H.R. 5121, ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior.

*Page 33132*

**Fishery Conservation and Management—Conference Report:** Senate agreed to the conference report on H.R. 5002, improving fishery conservation and management.

*Page 33138*

**Corrections to Certain Banking Laws:** Senate concurred in the amendments of the House to S.J. Res. 271, making technical corrections in certain banking and related statutes.

*Page 33140*

**Pipeline Safety Authorizations:** Senate concurred in the amendments of the House to the amendments of the Senate to H.R. 5420, authorizing funds for fiscal years 1982 and 1983 for the Natural Gas Pipeline Safety Act, and the Hazardous Liquid Pipeline Safety Act, with Metzenbaum unprinted amendment No. 1586, in the nature of a substitute.

*Page 33151*

**Tariff Schedule Revisions:** Senate disagreed to the amendment of the House to the amendment of the Senate to H.R. 4566, revising the tariff treatment of various articles, agreed to the conference requested by the House thereon, and appointed as conferees Senators Dole, Danforth, Heinz, Long, and Bentsen.

*Page 33154*

**Virgin Islands Tax Rates—Conference Report:** Senate agreed to the conference report on H.R.

[illegible], reducing the rate of certain taxes [illegible] Virgin Islands on Virgin Islands source income.

Page [illegible]

**Tariff Schedule Revisions—Conference Report:** Senate agreed to the conference report on H.R. 4156, revising the tariff treatment of various articles.

Page [illegible]

**Technical Corrections to Tax Acts—Conference Report:** Senate agreed to the conference report on H.R. 6056, making technical corrections relating to the Economic Recovery Tax Act (P.L. 97-34), the Crude Oil Windfall Profit Tax Act (P.L. 96-223), and the Installment Sales Revision Act (P.L. 96-471).

Page [illegible]

**Taxes—Periodic Payment Settlement Act—Conference Report:** Senate agreed to the conference report on H.R. 5470, insuring periodic payments for damages received on account of personal injuries.

Page [illegible]

**Authorizations, Treasury Agencies, 1983—Conference Report:** Senate agreed to the conference report on H.R. 6094, authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury.

Page [illegible]

**Treaty Approved:** By a division vote, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to the resolution of ratification Treaty Doc. No. 97-21, Treaty on International Radio Frequencies (WARC-79), with several reservations, and two conditions.

Page [illegible]

**Nominations Confirmed:** Senate confirmed the following nominations:

Daniel F. Lopez Romo, to be U.S. Attorney for the District of Puerto Rico.

Thomas E. Cooper, of Virginia, to be an Assistant Secretary of the Air Force.

Donald Barr, of Connecticut, Carl W. Salser, of Oregon, J. Floyd Hall, of South Carolina, Donna H. Hearne, of Missouri, George C. Roche III, of Michigan, M. Blouke Carus, of Illinois, Onalee McGraw, of Virginia, Penny Pullen, of Illinois, Elaine Y. Schadler, of Pennsylvania, Paul Copperman, of California, James H. Harrison, Jr., of Virginia, Wallie C. Simpson, of New York, each to be a Member of the National Council on Educational Research.

John E. Juergensmeyer, of Illinois, Jerald C. Newman, of New York, Julia Li Wu, of California, and Byron Leeds, of New Jersey, each to be a member of the National Commission on Libraries and Information Science.

Richard J. Fitzgerald, of Illinois, Truman McGill Hobbs, of Alabama, Margaret Truman Daniel, of [illegible], to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation.

Richard V. Backley, of Virginia, and L. Clair Nelson, of Virginia, each to be a Member of the Federal Mine Safety and Health Review Commission.

Charles E. Hess, of California, John H. Moore, of California, Norman C. Rasmussen, of Massachusetts, Roland W. Schmitt, of New York, Robert F. Gilkeson, of Pennsylvania, William F. Miller, of California, and William A. Nierenberg, of California, each to be a Member of the National Science Board, National Science Foundation.

Edmund T. Dombrowski, of California, to be a Member of the Federal Council on the Aging.

Nanette Fabray MacDougall, of California, to be a Member of the National Council on the Handicapped.

Betty H. Brake, of Oklahoma, to be Deputy Director of the ACTION Agency.

David L. Slate, of California, to be General Counsel of the Equal Employment Opportunity Commission.

Manuel J. Justiz, of New Mexico, to be Director of the National Institute of Education.

Allen Drury, of California, Celeste Holm, of New York, Raymond J. Learsy, of New York, Samuel Lipman, of New York, George L. Schaefer, of California, Robert Stack, of California, C. Douglas Dillon, of New Jersey, and William L. Van Alen, of Pennsylvania, each to be a Member of the National Council on the Arts.

Sam H. Bell, to be United States District Judge for the Northern District of Ohio.

1 Army nomination in the rank of General.

1 Navy nomination in the rank of Admiral.

50 Air Force nominations in the rank of General.

Routine lists of Navy, Marine Corps, and Public Health Service nominations.

Page [illegible]

**Messages From the House:** Page [illegible]

**Statements on Introduced Bills:** Page [illegible]

**Notices of Hearings:** Page [illegible]

**Additional Statements:** Page [illegible]

**Confirmations:** Page [illegible]

**Recess:** Senate convened at 12 noon, and recessed on Wednesday, December 22, 1982, at 1:04 a.m., to reconvene at 1 p.m., the same day, in pro forma session. (For Senate program, see remarks of Senator Baker in today's record at page [illegible].)

**Committee Meetings**

| Title | Bill No. | Date intro-duced | Committee | | Date reported | | Report No. | | Page of passage in Congressional Record | | Date of passage | | Public Law | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | House | Senate | House | Senate | House | Senate | House | Senate | House | Senate | Date ap-proved | No. |
| Designating the week of October 17 through October 23, 1982, as "Myasthenia Gravis Awareness Week". | S.J. Res. 197 | May 10 | POCS | Jud | ........ | May 18 | ........ | ........ | 26383 | 10663 | Sept. 30 | May 19 | Oct. 14 | 97-317 |
| Proclaiming March 21, 1983, as "National Agriculture Day". | S.J. Res. 235 | Aug. 19 | POCS | Jud | ........ | Sept. 14 | ........ | ........ | 26384 | 23530 | Sept. 30 | Sept. 15 | Oct. 14 | 97-318 |
| Designating the month of October 1982, as "National Spinal Cord Injury Month". | S.J. Res. 249 | Sept. 20 | ........ | ........ | ........ | ........ | ........ | ........ | 27421 | 27009 | Oct. 1 | Oct. 1 | Oct. 14 | 97-319 |
| To assist the thrift industry by providing net worth assistance to savings institutions and additional flexibility to their Federal regulatory agencies. | H.R. 6267<br>(S. 2879) | May 4 | BFUA | BHUA | May 17 | Sept. 3 | 97-550 | 97-536 | 10823 | 25175 | May 20 | Sept. 24 | Oct. 15 | 97-320 |
| Authorizing funds for fiscal year 1983 for military construction programs of the Department of Defense. | S. 2586<br>(H.R. 6214) | May 27 | AS | AS | May 17 | May 27 | 97-525 | 97-440 | 20550 | 15453 | Aug. 11 | June 30 | Oct. 15 | 97-321 |
| Authorizing funds for fiscal years 1983 and 1984 for the U.S. Coast Guard, Department of Transportation. | S. 2252<br>(H.R. 5617) | Mar. 22 | MMF<br>PWT | CST | May 17<br>June 11 | Apr. 26 | 97-563 | 97-361 | 16350 | 8736 | July 15 | May 5 | Oct. 15 | 97-322 |
| Appropriating funds for fiscal year 1983 for military construction programs of the Department of Defense. | H.R. 6968 | Aug. 12 | App | App | Aug. 11 | Sept. 22 | 97-726 | 97-572 | 22262 | 25247 | Aug. 19 | Sept. 27 | Oct. 15 | 97-323 |
| Authorizing funds for fiscal year 1983 for the National Aeronautics and Space Administration. | H.R. 5890<br>(S. 2604) | Mar. 18 | ST | CST | May 5 | May 28 | 97-502 | 97-449 | 9838 | 13087 | May 13 | June 9 | Oct. 15 | 97-324 |
| Authorizing the Secretary of Agriculture to implement the Agreement on the International Carriage of Perishable Foodstuffs and on the Special Equipment to be Used for Such Carriage (ATP). | H.R. 6164<br>(S. 2351) | Apr. 27 | Agr | Agr | May 14 | May 17 | 97-516 | 97-406 | 10392 | 25873 | May 18 | Sept. 29 | Oct. 15 | 97-325 |
| Providing for the establishment of a system to collect and report data on the geographic distribution of Federal funds for each year by State, county, and city area. | S. 2386<br>(H.R. 7096) | Apr. 15 | GO | GA | Sept. 28 | May 28 | 97-878 | ........ | 25379 | 18509 | Sept. 28 | July 29 | Oct. 15 | 97-[illegible]6 |
| Extending authorizations for the Federal-aid highway program. | S. 2574 | May 26 | ........ | EPW | ........ | May 26 | ........ | 97-421 | 27340 | 26779 | Oct. 1 | Oct. 1 | Oct. 15 | 97-327 |
| Allowing the issuance of revenue bonds to finance college and university programs which provide student educational loans. | H.R. 6[illegible]76 | May 5 | DC | GA | July 15 | Sept. 28 | 97-634 | ........ | 20022 | 26910 | Aug. 9 | Oct. 1 | Oct. 15 | 97-328 |
| Designating the Mary McLeod Bethune Council House in Washington, D.C., as a national historic site. | S. 2436<br>(H.R. 6091) | Apr. 27 | IIA | ENR | July 27 | Aug. 19 | 97-668 | 97-534 | 26364 | 24607 | Sept. 30 | Sept. 22 | Oct. 15 | 97-329 |
| Authorizing funds through fiscal year 1986 for the Administrative Conference of the United States. | H.R. 4476 | Sept. 15<br>1981 | Jud | Jud | May 12 | Sept. 9 | 97-511 | ........ | 13511 | 26758 | June 14 | Oct. 1 | Oct. 15 | 97-330 |
| Authorizing funds for fiscal years 1983, 1984, and 1985 for programs of the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act. | H.R. 6273 | May 5 | EC | CST | May 19 | July 27 | 97-576 | 97-505 | 13525 | 26943 | June 14 | Oct. 1 | Oct. 15 | 97-331 |
| Authorizing any Federal department or agency to order from another department or agency any material or service such other agency can obtain by contract. | H.R. 2528 | Mar. 17<br>1981 | GO | GA | Mar. 11 | Sept. 24 | 97-456 | ........ | 5040 | 26760 | Mar. 23 | Oct. 1 | Oct. 15 | 97-332 |
| Establishing the Protection Island National Wildlife Refuge in the State of Washington. | H.R. 1486 | Jan. 29<br>1981 | MMF | EPW | Dec. 14<br>1981 | May 26 | 97-403 | 97-426 | 31578 | 13098 | Dec. 15<br>1981 | June 9 | Oct. 15 | 97-333 |

| | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Providing for an increase in the funding level for the Federal payment to the government of the District of Columbia. | S. 2457<br>(H.R. 5595) | Apr. 29 | DC | GA | May 13 | May 28 | 97-512 | 97-471 | 20698 | 14442 | Aug. 12 | June 21 | Oct. 15 | 97-334 |
| Establishing a permanent boundary for the portion of Acadia National Park which lies within the town of Isle au Haut, Maine. | S. 1777 | Oct. 27 | IIA | ENR | | May 26 | | 97-425 | 26297 | 13304 | Sept. 30 | June 10 | Oct. 15 | 97-335 |
| Extending for 1 year the Defense Production Act, providing availability of authorities necessary to continue improvement in U.S. ability to mobilize resources in times of national emergency. | S. 2375<br>(H.R. 2903) | Apr. 15 | BFUA | BHUA | May 18<br>1981 | May 21 | 97-48 | 97-412 | 15537 | 26874 | July 13<br>1981 | Oct. 1 | Oct. 15 | 97-336 |
| Providing sizing criteria for the construction of military medical facilities. | H.R. 3278 | Apr. 28<br>1981 | AS | | Sept. 23 | | 97-857 | | 25488 | 26757 | Sept. 28 | Oct. 1 | Oct. 15 | 97-337 |
| Authorizing the Secretary of the Interior to engage in a special study to assist the State of Nebraska in establishing water resource development priorities in the Platte River Basin. | H.R. 6188 | Apr. 28 | IIA | ENR | Aug. 10 | Sept. 20 | 97-713 | 97-562 | 21222 | 26923 | Aug. 16 | Oct. 1 | Oct. 15 | 97-338 |
| Authorizing funds for the U.S. Arms Control and Disarmament Agency. | H.R. 3467<br>(S. 1193) | May 6<br>1981 | FA | FR | May 19<br>1981 | May 26 | 97-55 | 97-430 | 11722 | 26759 | June 8<br>1981 | Oct. 1 | Oct. 15 | 97-339 |
| Providing for the conveyance of certain lands in Alaska. | H.R. 1281 | Jan. 23<br>1981 | IIA | ENR | Dec. 4<br>1981 | Sept. 20 | 97-357 | 97-560 | 21443 | 27007 | Dec. 15<br>1981 | Oct. 1 | Oct. 15 | 97-340 |
| Extending the period of grazing privileges afforded to privately owned lands within the Capitol Reef National Park in Utah. | S. 1872 | Nov. 19<br>1981 | IIA | ENR | Sept. 16 | May 27 | 97-823 | 97-448 | 24271 | 13175 | Sept. 20 | June 9 | Oct. 15 | 97-341 |
| Authorizing the transfer of certain naval vessels to certain foreign governments. | H.R. 7115<br>(S. 2965) | Aug. 18 | AS<br>FA | FR | Sept. 21<br>Sept. 23 | Sept. 28 | 97-843 | | 25476 | 26941 | Sept. 28 | Oct. 1 | Oct. 15 | 97-342 |
| Designating the week of December 12 through 18, 1982, as "National Drunk and Drugged Driving Awareness Week". | S.J. Res. 241 | Sept. 10 | POCS | Jud | | Sept. 14 | | | 26381 | 23531 | Sept. 30 | Sept. 15 | Oct. 15 | 97-343 |
| Providing for the partition or sale, of certain restricted Indian lands in the State of Kansas. | S. 478 | Feb. 16<br>1981 | IIA | IA | Nov. 8<br>1981 | May 15<br>1981 | 97-341 | 97-107 | 31444 | 10805 | Dec. 15<br>1981 | May 21<br>1981 | Oct. 15 | 97-344 |
| Restoring Lake Oswego, Oregon, as a nonnavigable water of the United States. | S. 1573 | July 31<br>1981 | EC | ENR | Sept. 29 | May 11 | 97-893 | 97-387 | 26241 | 10662 | Sept. 30 | May 19 | Oct. 15 | 97-345 |
| Amending title 5, United States Code, providing training opportunities for employees under the Office of the Architect of the Capitol and the Botanic Garden. | H.R. 5145 | Dec. 9<br>1981 | POCS | | Mar. 25 | | 97-473 | | 9368 | 25862 | May 11 | Sept. 29 | Oct. 15 | 97-346 |
| Extending the authority and appropriations for certain programs under the Fish and Wildlife Act of 1956. | H.R. 5662 | Mar. 2 | MMF | | May 13 | | 97-514 | | 12948 | 26947 | June 8 | Oct. 1 | Oct. 18 | 97-347 |
| Prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands. | S. 1018<br>(H.R. 3252) | Apr. 28<br>1981 | MMF<br>PWT | EPW | Sept. 21 | May 26 | 97-841 | 97-419 | 25429 | 24816 | Sept. 28 | Sept. 23 | Oct. 18 | 97-348 |
| Designating the week of October 24 through October 31, 1982, as "National Housing Week". | S.J. Res. 261 | Oct. 1 | | | | | | | 27393 | 26769 | Oct. 1 | Oct. 1 | Oct. 18 | 97-349 |
| Authorizing funds for fiscal year 1982 for the Council on Environmental Quality. | S. 1210<br>(H.R. 1953) | May 15<br>1981 | MMF | EPW | May 18<br>1981 | May 15 | 97-50 | 97-116 | 21563 | 11122 | Sept. 22<br>1981 | June 2 | Oct. 18 | 97-350 |
| Amending title 18, United States Code, to implement the Convention on the Physical Protection of Nuclear Material. | H.R. 5228<br>(S. 1446) | Dec. 15<br>1981 | Jud | | June 24 | | 97-624 | | 17061 | 23388 | July 20 | Sept. 14 | Oct. 18 | 97-351 |
| To suppress unfair and fraudulent practices in the marketing of fresh and frozen fruits and vegetables in interstate and foreign commerce. | H.R. 6865 | July 27 | Agr | | Sept. 26 | | 97-876 | | 25384 | 27016 | Sept. 28 | Oct. 2 | Oct. 18 | 97-352 |
| Designating the month of November 1982, as "National Diabetes Month". | S.J. Res. 257 | Sept. 29 | | | | | | | 27393 | 26917 | Oct. 1 | Oct. 1 | Oct. 19 | 97-353 |
| Allowing taxpayers to choose to conduct their business in corporate or noncorporate form based solely upon business reasons. | H.R. 6055 | Apr. 1 | WM | Fin | Sept. 16 | Sept. 29 | 97-826 | 97-640 | 24215 | 26442 | Sept. 20 | Sept. 30 | Oct 19 | 97-354 |
| Designating the month of November 1982, as "National Christmas Seal Month". | S.J. Res. 262 | Oct. 1 | | | | | | | 27393 | 26776 | Oct. 1 | Oct. 1 | Oct. 19 | 97-355 |

| Title | Bill No. | Date introduced | Committee |  | Date reported |  | Report No. |  | Page of passage in Congressional Record |  | Date of passage |  | Public Law |  |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
|  |  |  | House | Senate | House | Senate | House | Senate | House | Senate | House | Senate | Date approved | No. |
| Providing for the Secretary of the Interior to acquire from the State of Indiana certain lands by exchange at the Indiana Dunes National Lakeshore. | H.R. 6029 | Apr. 1 | IIA | ENR | Aug. 10 | Sept. 20 | 97–710 | 97–561 | 21212 | 27021 | Aug. 16 | Oct. 2 | Oct. 19 | 97–356 |
| Modifying provisions of the revised Organic Act of the Virgin Islands and providing certain other authorities affecting the territories and possessions of the United States. | H.R. 5139 | Dec. 8 1981 | IIA | ENR | Dec. 11 1981 | Apr. 29 | 97–387 | 97–372 | 30779 | 9196 | Dec. 11 1981 | May 10 | Oct. 19 | 97–357 |
| Requiring the Community Credit Corporation to dispose of Government-owned stocks of agricultural commodities. | H.R. 6142 | Apr. 22 | Agr |  | Sept. 26 |  | 97–874 |  | 25386 | 26995 | Sept. 28 | Oct. 1 | Oct. 21 | 97–358 |
| Providing preferential treatment in the admission of children of mixed Asian and American heritage (Amerasians). | S. 1698 | Oct. 1 1981 |  | Jud |  | Sept. 23 |  |  | 27269 | 25338 | Oct. 1 | Sept. 28 | Oct. 22 | 97–359 |
| Making available certain surplus vessels for use by private nonprofit organizations in providing health education, training, care, and technical assistance, and humanitarian service to people of developing countries. | H.R. 4828 | Oct. 1 1981 | MMF |  | Aug. 12 |  | 97–734 |  | 21330 | 26951 | Aug. 17 | Oct. 1 | Oct. 22 | 97–360 |
| Establishing the Sleeping Bear Dunes National Lakeshore in the State of Michigan. | H.R. 3787 | June 4 1981 | IIA |  | Sept. 28 |  | 97–882 |  | 25972 | 26988 | Sept. 29 | Oct. 1 | Oct. 22 | 97–361 |
| Amending the effective date provisions of section 402(b)(3), of the Windfall Profit Tax Act of 1980 (P.L. 96–223), to further defer the effective date of certain provisions providing for the recognition as income of LIFO inventory amounts. | H.R. 4717 | Oct. 7 1981 | WM |  | Dec. 14 1981 |  | 97–405 |  | 31535 | 32061 | Dec. 15 1981 | Dec. 16 | Oct. 25 | 97–362 |
| Authorizing funds for fiscal year 1983 for refugee assistance programs. | H.R. 5879 | Mar. 17 | Jud | Jud | May 17 | Sept. 29 | 97–541 | 97–638 | 14578 | 26777 | June 22 | Oct. 1 | Oct. 25 | 97–363 |
| Establishing by States effective alcohol traffic safety programs, and requiring the Secretary of Transportation to assist State driver licensing officials in exchanging information regarding the motor vehicle driving records of certain individuals. | H.R. 6170<br>(S. 2158) | Apr. 27 | PWT | CST | Sept. 23 | Apr. 26 | 97–867 | 97–360 | 25960 | 26948 | Sept. 29 | Oct. 1 | Oct. 25 | 97–364 |
| Providing tools and incentives to the Federal Government in its efforts to collect debts owed the United States. | H.R. 4613<br>(S. 1249) | Sept. 29 1981 | WM | GA | Apr. 29 | July 17 | 97–496 | 97–378 | 8804 | 25318 | May 5 | Sept. 28 | Oct. 25 | 97–365 |
| Requiring that registration fees be paid to the Copyright Office when the registration application is filed. | H.R. 4441 | Sept. 9 1981 | Jud | Jud | Apr. 29 | June 23 | 97–494 |  | 9160 | 15450 | May 10 | June 30 | Oct. 25 | 97–366 |
| Establishing a White House Conference on Productivity. | H.R. 7292 | Oct. 1 |  |  |  |  |  |  | 27404 | 27023 | Oct. 2 | Oct. 2 | Oct. 25 | 97–367 |
| Designating December 11, 1982, as "Fiorello H. La Guardia Memorial Day". | H.J. Res. 595 | Sept. 16 |  | Jud |  |  |  |  | 28382 | 29930 | Sept. 30 | Dec. 10. | Dec. 17 | 97–368 |
| Appropriating funds for fiscal year ending September 30, 1983, for the Department of Transportation and related agencies. | H.R. 7019<br>(S. 2914) | Aug. 19 | App | App | Aug. 19 | Sept. 22 | 97–783 | 97–567 | 24373 | 28443 | Sept. 21 | Dec. 2 | Dec. 18 | 97–369 |
| Appropriating funds for fiscal year ending September 30, 1983, for agriculture, rural development, and related agencies. | H.R. 7072<br>(S. 2914) | Sept. 9 | App | App | Sept. 9 | Sept. 22 | 97–800 | 97–566 | 24402 | 25329 | Sept. 21 | Sept. 28 | Dec. 18 | 97–370 |

| | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Providing for the use and distribution of funds to the Wyandot Tribe of Indians in Docket 139 before the Indian Claims Commission, and Docket 141 before the United States Court of Claims. | H.R. 6403 | May 18 | IIA | IA | Sept. 16 | ............ | 97-819 | ............ | 25932 | 29401 | Sept. 29 | Dec. 8 | Dec. 20 | 97-371 |
| Providing for the use and distribution of funds awarded to the Shawnee Tribe of Indians in Dockets 64, 335 and 338 by the Indian Claims Commission and Docket 64-A by the United States Court of Claims. | H.R. 5795 | Mar. 10 | IIA | IA | Sept. 16 | ............ | 97-817 | ............ | 25932 | 29401 | Sept. 29 | Dec 8 | Dec. 20 | 97-372 |
| Providing for the inclusion of ordinary fluctuations in costs for the construction of distribution and drainage facilities for non-Indian lands. | S. 2177 | Mar. 8 | IIA | ENR | Aug. 19 | May 12 | 97-776 | 97-389 | 26297 | 10662 | Sept. 30 | May 19 | Dec. 20 | 97-373 |
| Providing for the protection and maintenance of the John Sack cabin in the Targee National Forest, Idaho. | S. 764 | Mar. 23<br>1981 | IIA | ENR | ............ | Aug. 27 | ............ | 97-184 | 30046 | 21534 | Dec. 10 | Sept. 22 | Dec. 20 | 97-374 |
| Discontinuing or amending certain requirements for agency reports to Congress. | H.R. 6005<br>(S. 2258) | Mar. 31 | GO | GA | Sept. 14 | ............ | 97-804 | ............ | 24282 | 29401 | Sept. 20 | Dec 8 | Dec. 21 | 97-375 |
| Providing for the use and disposition of Miami Indian judgment funds in Dockets 124-B and 254 before the United States Court of Claims. | H.R. 5553 | Feb. 22 | IIA | IA | Sept. 16 | ............ | 97-815 | ............ | 25932 | 29401 | Sept. 29 | Dec 8 | Dec. 21 | 97-376 |
| Making further continuing appropriations through September 30, 1983, for the Federal Government. | H.J. Res. 631 | Dec. 10 | App | App | Dec. 10 | Dec. 15 | 97-959 | ............ | 30454 | 32409 | Dec. 14 | Dec. 19 | Dec. 21 | 97-377 |
| Appropriating funds for fiscal year ending September 30, 1983, for the government of the District of Columbia. | H.R. 7144<br>(S. 2917) | Sept. 21 | App | ............ | Sept. 21 | ............ | 97-849 | ............ | 26279 | 29147 | Sept. 30 | Dec. 7 | Dec. 22 | 97-378 |
| Revising certain provisions of P.L. 96-432, relating to the United States Capitol Grounds, to include certain sidewalks and contiguous areas within the definition of the U.S. Capitol Grounds. | H.R. 6417 | May 19 | PWT | RAdm | June 23 | Oct. 1 | 97-623 | 97-651 | 15776 | 29928 | July 12 | Dec. 10 | Dec. 22 | 97-379 |
| Directing the Administrator of General Services to donate to a State or local government certain property loaned to such government by the Defense Civil Preparedness. | S. 1444<br>(H.R. 1856) | July 8<br>1981 | ............ | GA | ............ | Sept. 29 | ............ | ............ | 30255 | 26923 | Dec. 13 | Oct. 1 | Dec. 22 | 97-380 |
| Designating the southern Nevada water project, in Clark County, Nevada, as the "Robert B. Griffith Water Project". | S 1681 | Sept. 29<br>1981 | IIA | ............ | ............ | ............ | ............ | ............ | 30246 | 6491 | Dec. 13 | Apr. 1 | Dec. 22 | 97-381 |
| Permitting Indian tribes to enter certain agreements for the disposition of tribal mineral resources. | S 1894 | Nov. 30<br>1981 | IIA | IA | Aug. 13 | June 10 | 97-746 | 97-472 | 21332 | 15501 | Aug. 17 | June 30 | Dec. 22 | 97-382 |
| Designating the lock and dam known as the Jones Bluff Lock and Dam, located on the Alabama River, as the "Robert F. Henry Lock and Dam". | S. 2034 | Jan. 29 | PWT | EPW | ............ | May 25 | ............ | 97-416 | 30246 | 15499 | Dec. 13 | June 30 | Dec. 22 | 97-383 |
| Establishing a wilderness area in the Hoosier National Forest Area, Indiana. | S. 2710 | July 1 | IIA<br>Agr | ENR | Dec. 9 | Sept. 20 | 97-948 | 97-557 | 30358 | 27019 | Dec. 13 | Oct. 2 | Dec. 22 | 97-384 |
| Waiving the statute of limitations relative to certain claims which the Cherokee, Chickasaw, and Choctaw Indian Nations of Oklahoma may have against the United States with respect to certain lands and assets. | H.R. 2329 | Mar. 4<br>1981 | Jud<br>IIA | Jud | Mar. 8 | Dec. 8 | 97-453 | ............ | 17798 | 29935 | July 23 | Dec. 10 | Dec. 23 | 97-385 |
| Declaring that certain lands in Pima County, Arizona, shall be held in trust by the United States for the Pascua-Yaqui Indian Tribe. | H.R. 4364 | July 31<br>1981 | IIA | IA | Nov. 20<br>1981 | Oct. 1 | 97-347 | 97-657 | 33442 | | Dec. 15<br>1981 | Dec. 3 | Dec. 23 | 97-386 |
| Setting a new minimum monthly readjustment allowance for volunteer leaders of the Peace Corps. | S. 2611 | June 9 | ............ | FR | ............ | Dec. 7 | ............ | ............ | 31958 | 31262 | Dec. 17 | Dec. 16 | Dec. 23 | 97-387 |
| Providing for the distribution within the United States of the United States Information Agency film entitled "Dumas Malone: A Journey With Mr. Jefferson". | S. 3073 | Dec. 3 | FA | FR | ............ | Dec. 8 | ............ | ............ | 31959 | 31272 | Dec. 17 | Dec. 16 | Dec. 23 | 97-388 |

| Title | Bill No. | Date introduced | Committee | | Date reported | | Report No. | | Page of passage in Congressional Record | | Date of passage | | Public Law | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | House | Senate | House | Senate | House | Senate | House | Senate | House | Senate | Date approved | No. |
| Amending the Commercial Fisheries Research and Development Act of 1964, to encourage cooperation among the States to facilitate research on and development of commercial fishery resources. | H.R. 3942 | June 17 1981 | MMF | CST | Oct. 27 1981 | | 97-295 | | 28863 | 29921 | Nov. 4 1981 | Dec. 10 | Dec. 29 | 97-389 |
| Providing for appointment and authority of the Supreme Court Police. | H.R. 6204 (S. 2601) | Apr. 28 | Jud | | Aug. 10 | | 97-704 | | 21212 | 26759 | Aug. 16 | Oct. 1 | Dec. 29 | 97-390 |
| Providing for recognition of the Cow Creek Band of Umpqua Tribe of Indians, instituting for such tribe those Federal services provided to Indians who are recognized by the Federal Government and who receive such services because of the Federal trust responsibility. | H.R. 6588 | June 14 | IIA | IA | Sept. 23 | | 97-862 | | 28863 | 31643 | Dec. 6 | Dec. 17 | Dec. 29 | 97-391 |
| Authorizing the sale of defense articles, defense services, and unclassified defense service publications to friendly foreign countries. | H.R. 6758 | July 14 | | FR | | Sept. 24 | | 97-586 | 16729 | 27006 | July 19 | Oct. 1 | Dec. 29 | 97-392 |
| Limiting the circumstances under which foreign governments may sue for violations of the antitrust laws. | S. 816 (H.R. 5106) | Mar. 26 1981 | Jud | Jud | | May 15 1981 | | 97-98 | 30326 | 15174 | Dec. 13 | July 9 1981 | Dec. 29 | 97-393 |
| Appropriating funds for fiscal year ending September 30, 1983 for the Department of the Interior and related agencies. | H.R. 7356 | Dec. 2 | App | App | Dec. 2 | Dec. 8 | 97-942 | | 28634 | 30617 | Dec. 3 | Dec. 14 | Dec. 30 | 97-394 |
| Providing for the payment of losses incurred as a result of the ban on the use of the chemical tris in certain fabrics. | S. 823 | Mar. 27 1981 | Jud | Jud | | June 3 1981 | | 97-130 | 30284 | 12837 | Dec. 13 | June 18 1981 | Dec. 30 | 97-395 |
| Authorizing funds through fiscal years 1983, 1984, and 1985 for certain conservation programs on military reservations and public lands. | H.R. 1952 | Feb. 19 1981 | MMF | EPW | May 18 1981 | May 25 | 97-49 | 97-413 | 21433 | 13086 | Sept. 21 1981 | June 9 | Dec. 31 | 97-396 |
| Authorizing and directing the Secretary of the Interior to accept certain lands for the benefit of the Sycuan Band of Mission Indians. | H.R. 5204 | Dec. 14 1981 | IIA | IA | Sept. 14 | | 97-805 | | 24211 | 31643 | Sept. 20 | Dec. 17 | Dec. 31 | 97-397 |
| Amending the Federal criminal code to impose penalties for certain false identification related crimes. | H.R. 6946 | Aug. 5 | Jud | | Sept. 10 | | 97-802 | | 23452 | 26765 | Sept. 14 | Oct. 1 | Dec. 31 | 97-398 |
| Settling certain land claims within the State of Florida. | H.R. 7155 | Sept. 21 | IIA | IA | Nov. 30 | | 97-938 | | 28863 | 31641 | Dec. 6 | Dec. 17 | Dec. 31 | 97-399 |
| Designating the Lakeview Lake project, Mountain Creek, Texas, as the "Joe Pool Lake". | H.R. 7377 | Dec. 7 | | | | | | | 29035 | 32466 | Dec. 7 | Dec. 19 | Dec. 31 | 97-400 |
| Conveying certain lands to Miles City, Montana, and removing reversionary provisions of prior conveyances. | S. 187 | Jan. 21 1981 | IIA | ENR | Sept. 30 | Aug. 27 1981 | 97-904 | 97-181 | 26302 | 21533 | Sept. 30 | Sept. 22 1981 | Dec. 31 | 97-401 |
| Providing for the use and distribution of funds awarded the Clallam Indian Tribe, Washington. | S. 1340 | June 8 1981 | IIA | IA | | Oct. 1 | | 97-654 | 31973 | 28730 | Dec. 17 | Dec. 3 | Dec. 31 | 97-402 |
| Providing for the use and distribution of funds awarded the Pembina Chippewa Indians in specified dockets of the U.S. Court of Claims. | S. 1735 (H.R. 6416) | Oct. 14 1981 | IIA | IA | Nov. 30 | Oct. 1 | 97-937 | 97-655 | 28863 | 28731 | Dec. 6 | Dec. 3 | Dec. 31 | 97-403 |
| Making certain minor and technical amendments to the Job Training Partnership Act. | S. 3113 | Dec. 16 | EdL | | | | | | 32177 | 31650 | Dec. 18 | Dec. 17 | Dec. 31 | 97-404 |
| Revising the boundary of Voyageurs National Park in Minnesota. | S. 625 (H.R. 846) | Mar. 5 1981 | IIA | ENR | Sept. 24 | May 26 | 97-871 | 97-423 | 25977 | 13303 | Sept. 29 | June 10 | Jan. 3 1983 | 97-405 |

| | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Providing for the conveyance to the University of Alaska all right, title, and interest of the United States in approximately 76 acres of land in Alaska. | S. 1501 | July 17 1981 | IIA | ENR | Dec. 10 | Apr. 28 | 97-952 | 97-370 | 30564 | 9194 | Dec. 14 | May 10 | Jan. 3 1983 | 97-406 |
| Designating certain wilderness areas in the Mark Twain National Forest in Missouri as components of the National Wilderness Preservation System. | S. 1965 | Dec. 15 1981 | IIA<br>Agr | ENR | Dec. 9 | Sept. 20 | 97-949 | 97-554 | 31663 | 27019 | Dec. 16 | Oct. 2 | Jan. 3 1983 | 97-407 |
| Providing for the use and distribution of funds awarded in specific cases to the Blackfeet and Gros Ventre Indian Tribes and the Assiniboine Tribe of the Fort Belknap Indian Reservation, Montana. | S. 1986 | Dec. 16 1981 | IIA | IA | Nov. 30 | July 6 | 97-935 | 97-492 | 28863 | 22347 | Dec. 6 | Aug. 19 | Jan 3 1983 | 97-408 |
| Revising the Special Prosecutor provisions of the Ethics in Government Act of 1978, to insure independent investigations of high-ranking Federal officials and to remove inequities in the present law. | S. 2059 | Feb. 3 | Jud | GA | | July 14 | | 97-496 | 30272 | 20813 | Dec. 13 | Aug. 12 | Jan 3 1983 | 97-409 |
| Providing adequate telephone service to persons with impaired hearing. | S. 2355 | Apr. 1 | EC | CST | Sept. 28 | July 23 | 97-888 | 97-503 | 30248 | 21825 | Dec. 13 | Aug. 18 | Jan. 3 1983 | 97-410 |
| Establishing the Cheaha Wilderness in the Talladega National Forest, Alabama. | S. 2955<br>(H.R. 6011) | Sept. 24 | IIA<br>Agr | ENR | July 20<br>July 30 | Dec. 13 | 97-646 | | 32896 | 32452 | Dec. 20 | Dec. 19 | Jan. 3 1983 | 97-411 |
| Providing that participation fees, which the President's Commission on Executive Exchange may impose for private sector participation in its Executive Exchange Program, shall be collected and credited to the fund, and shall be available for the cost of education and related travel of exchanged executives, for printing, and in such amounts as may be specified in appropriations Acts for entertainment expenses. | S. 3103 | Dec. 15 | | | | | | | 32904 | 31036 | Dec. 20 | Dec. 15 | Jan. 3 1983 | 97-412 |
| Designating 1983 as the Bicentenial of Air and Space Flight. | S.J. Res. 270 | Dec. 7 | | | | | | | 32906 | 29138 | Dec. 20 | Dec. 7 | Jan. 3 1983 | 97-413 |
| Facilitating the development of drugs for rare diseases and conditions. | H.R. 5238 | Dec. 15 1981 | EC<br>WM | LHR | Sept. 17 | | 97-840 | | 25438 | 26971 | Sept. 28 | Oct. 1 | Jan. 4 1983 | 97-414 |
| Authorizing funds for fiscal years 1982 and 1983 for the Nuclear Regulatory Commission. | H.R. 2330<br>(S. 1207) | Mar. 4 1981 | IIA<br>EC<br>ST | EPW | Apr. 10 1981<br>June 9 1981 | May 15 1981 | 97-22 | 97-113 | 26695 | 5751 | Nov. 5 1981 | Mar. 30 | Jan. 4 1983 | 97-415 |
| Reauthorizing the Deep Seabed Hard Minerals Resources Act for fiscal years 1983, 1984, and 1985. | H.R. 6120 | Apr. 20 | IIA<br>MMF<br>FA | ENR | May 17 | | 97-522 | | 30328 | 32440 | Dec. 13 | Dec. 19 | Jan. 4 1983 | 97-416 |
| Providing subsistence allowances for members of the Coast Guard officer candidate program. | H.R. 6804 | July 20 | MMF | | Aug. 23 | | 97-789 | | 23443 | 31646 | Sept. 14 | Dec. 17 | Jan 4 1983 | 97-417 |
| Clarifying the function of the United States Secret Service Uniformed Division with respect to certain foreign diplomatic missions in the United States. | H.R. 6254 | May 3 | PWT | Fin | May 17 | | 97-533 | | 13626 | 32473 | June 15 | Dec. 19 | Jan 4 1983 | 97-418 |
| Designating December 1982 as "National Closed-Caption Television Month". | S.J. Res. 258 | Sept. 29 | | | | | | | 32939 | 28734 | Dec. 20 | Dec. 3 | Jan. 4 1983 | 97-419 |
| Designating January 17, 1983, as "Public Employees Appreciation Day". | H.J. Res. 619<br>(S.J. Res. 244) | Sept. 30 | | | | | | | 31986 | 33132 | Dec. 17 | Dec. 21 | Jan. 4 1983 | 97-420 |
| Commemorating the one-hundred and fiftieth anniversary of the founding of Greene County, Missouri. | H.J. Res. 630 | Dec. 10 | | | | | | | 31987 | 33617 | Dec. 17 | Dec. 23 | Jan. 4 1983 | 97-421 |
| Designating the fish hatchery at the Warm Springs Dam component of the Russian River, Dry Creek, California, as the "Don H. Clausen Fish Hatchery". | H.R. 7420 | Dec. 14 | | | | | | | 31883 | 33135 | Dec. 17 | Dec. 21 | Jan. 4 1983 | 97-422 |
| Designating a certain Federal building in Springfield, Illinois, as the "Paul Findley Building". | H.R. 7406 | Dec. 10 | | | | | | | 31881 | 33155 | Dec. 17 | Dec. 21 | Jan. 4 1983 | 97-423 |

| Title | Bill No. | Date introduced | Committee | | Date reported | | Report No. | | Page of passage in Congressional Record | | Date of passage | | Public Law | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | House | Senate | House | Senate | House | Senate | House | Senate | House | Senate | Date approved | No. |
| Authorizing funds through fiscal year ending September 30, 1989, to improve the Nation's highway system, and to restructure the current taxes that go into the highway trust fund. | H.R. 6211 | Apr. 29 | PWT | Fin | May 17 | Dec. 9 | 97-555 | .......... | 28981 | 32572 | Dec. 7 | Dec. 20 | Jan. 6 1983 | 97-424 |
| Providing for the development of repositories for the disposal of high-level radioactive waste and spent nuclear fuel to establish a program of research development and demonstration regarding the disposal of high-level radioactive waste and spent nuclear fuel. | H.R. 3809<br>(S. 1662) | June 4 1981 | EC | ENR<br>EPW<br>AS | Apr 27 | Nov. 30 | 97-491 | 97-282<br>97-327 | 28510 | 32521 | Dec 2 | Dec 20 | Jan. 7 1983 | 97-425 |
| Providing for the withdrawal of certain described lands from the operation of the general public lands laws to protect the watershed supplying water to Los Angeles. | H.R. 2475 | Mar. 11 1981 | IIA | ENR | Dec. 4 1981 | Apr. 28 | 97-358 | 97-371 | 31444 | 9195 | Dec. 15 1981 | May 10 | Jan. 8 1983 | 97-426 |
| Recognizing the organization known as Former Members of Congress. | H.R. 7423 | Dec. 15 | .......... | .......... | .......... | .......... | .......... | .......... | 31994 | 32447 | Dec. 17 | Dec. 19 | Jan. 8 1983 | 97-427 |
| Providing for an exchange of certain land in New Mexico, held in trust by the U.S. for the Navajo Indian Tribe. | H.R. 4001<br>(S. 159) | June 23 1981 | IIA | IA | Nov. 20 1981 | Sept. 29 | 97-346 | .......... | 31443 | 31608 | Dec. 15 1981 | Dec. 17 | Jan. 8 1983 | 97-428 |
| Clarifying the citizenship status of members of the Texas Band of Kickapoo Indians, providing for a reservation for the Texas Band of Kickapoo, and providing those services and benefits furnished to American Indian tribes and individuals. | H.R. 4496 | Sept. 16 1981 | IIA | IA | Sept. 23 | Dec. 15 | 97-858 | 97-684 | 25932 | 32815 | Sept. 29 | Dec. 21 | Jan. 8 1983 | 97-429 |
| Designating the U.S. Post Office and Courthouse in Norfolk, Virginia, as the "Walter E. Hoffman United States Courthouse". | H.R. 5027 | Nov. 18 1981 | .......... | .......... | .......... | .......... | .......... | .......... | 31882 | 33616 | Dec. 17 | Dec. 23 | Jan. 8 1983 | 97-430 |
| Directing the Secretary of the Interior to release certain conditions in a patent for land transferred to the City of Albuquerque, New Mexico, and to provide for the exchange of land between the city and named individuals. | H.R. 4568 | Sept. 23 1981 | IIA | .......... | July 15 | .......... | 97-635 | .......... | 18787 | 33617 | Aug. 2 | Dec. 23 | Jan. 8 1983 | 97-431 |
| Amending the Plant Quarantine Act of 1912, eliminating specified public hearing requirements. | H.R. 5456 | Feb. 3 | Agr | .......... | Sept. 26 | .......... | 97-873 | .......... | 25393 | 32789 | Sept. 28 | Dec. 21 | Jan. 8 1983 | 97-432 |
| Establishing the National Park System Visitor Facilities Fund. | H.R. 7316<br>(S. 2715) | Nov. 29 | IIA | ENR | Dec. 10 | Dec. 13 | 97-953 | .......... | 30043 | 33132 | Dec. 10 | Dec. 21 | Jan. 8 1983 | 97-433 |
| Declaring that certain Federal lands be held in trust for the Ramah Band of the Navajo Tribe. | H.R. 5916 | Mar. 22 | IIA | .......... | Sept. 16 | .......... | 97-816 | .......... | 25932 | 33134 | Sept. 29 | Dec. 21 | Jan. 8 1983 | 97-434 |
| Directing the Secretary of the Interior to release certain conditions contained in a patent concerning certain land conveyed by the United States to Eastern Washington University and to enable the university to sell or exchange those lands in order to acquire other lands more suitable for educational or recreational purposes. | H.R. 6419 | May 19 | IIA | ENR | Aug. 10 | Dec. 13 | 97-709 | .......... | 21212 | 32452 | Aug. 16 | Dec. 19 | Jan. 8 1983 | 97-435 |

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Providing for the distribution of funds awarded the Confederated Tribes of the Warm Springs Reservation in Oregon by the Indian Claims Commission. | H.R. | 6243 | Apr. 29 | IIA | | Nov. 30 | | 97-936 | | 28863 | 32796 | Dec. 6 | Dec. 21 | Jan. 8 1983 | 97-436 |
| Providing for student internships at the Internal Revenue Service. | H.R. | 6519 | May 27 | | | | | | | 30261 | 33616 | Dec. 13 | Dec. 23 | Jan. 8 1983 | 97-437 |
| Amending the Foreign Assistance Act of 1961, to extend for an additional year the Agricultural and Productive Credit and Self-Help Commuunity Development Programs. | H.R. | 7143 | Sept. 21 | | | | | | | 25476 | 32764 | Sept. 28 | Dec. 21 | Jan. 8 1983 | 97-438 |
| Amending the Federal Seed Act regarding lawn and turf seed mixture labelling and importation. | H.R. | 7005 | Aug. 18 | Agr | | Sept. 26 | | 97-877 | | 25393 | 32786 | Sept. 28 | Dec. 21 | Jan. 8 1983 | 97-439 |
| Allowing modifications of certain effluent limitations relating to biochemical oxygen demand and pH with regard to two pulp mills in the State of California. | H.R. | 7159 | Sept. 22 | PWT | EPW | Sept. 23 | Dec. 16 | 97-868 | 97-686 | 25957 | 32475 | Sept. 29 | Dec. 19 | Jan. 8 1983 | 97-440 |
| Requesting the President to designate the week of October 17-23, 1983, as "National High School Activities Week". | S.J. Res. | 101 | July 28 1981 | | Jud | | Sept. 15 | | | 24406 | 20829 | Sept. 21 | Sept. 16 1981 | Jan. 8 1983 | 97-441 |
| Authorizing and requesting the President to designate the week of January 16-22, 1983, as "National Jaycee Week". | S.J. Res. | 240 | Sept. 10 | | | | | | | 33298 | 29401 | Dec. 21 | Dec. 8 | Jan. 8 1983 | 97-442 |
| Designating the week of March 13-19, 1983, as "National Children and Television Week". | S.J. Res. | 264 | Oct. 1 | | | | | | | 33295 | 28733 | Dec. 21 | Dec. 3 | Jan. 8 1983 | 97-443 |
| Authorizing funds for the Commodity Futures Trading Commission. | H.R. | 5447<br>(S. 2109) | Feb. 3 | Agr<br>EC | Agr | May 17 | May 6 | 97-565 | 97-384 | 24914 | 26811 | Sept. 23 | Oct. 1 | Jan. 11 1983 | 97-444 |
| Authorizing the President to proclaim May 13, 1983, as "American Indian Day". | H.J. Res. | 459 | Apr. 20 | | | | | | | 31989 | 32815 | Dec. 17 | Dec. 21 | Jan. 12 1983 | 97-445 |
| Revising the tariff treatment of various articles. | H.R. | 4566 | Sept. 23 1981 | WM | Fin | Sept. 25 1981 | Sept. 21 | 97-257 | 97-564 | 23754 | 32478 | Oct. 13 1981 | Dec. 19 | Jan. 12 1983 | 97-446 |
| Exempting the United States Capitol Historical Society from certain taxes. | H.R. | 4491 | Sept. 16 1981 | Jud | | Mar. 8 | | 97-445 | | 30274 | 32798 | Dec. 13 | Dec. 21 | Jan. 12 1983 | 97-447 |
| Making technical corrections relating to the Economic Recovery Tax Act (P.L. 97-34), the Crude Oil Windfall Profit Tax Act (P.L. 96-223), and the Installment Sales Revision Act (P.L. 96-471). | H.R. | 6056 | Apr. 1 | WM | Fin | Sept. 8 | Sept. 27 | 97-794 | 97-592 | 23460 | 26450 | Sept. 14 | Sept. 30 | Jan 12 1983 | 97-448 |
| Revising, codifying and enacting without substantive change certain general and permanent laws related to transportation as subtitle I and chapter 31 of subtitle II of title 49, U.S. Code, "Transportation". | H.R. | 6993 | Aug. 16 | | | | | | | 30300 | 32474 | Dec. 13 | Dec. 19 | Jan. 12 1983 | 97-449 |
| Designating the Federal Building in Fresno, California, as the "B. F. Sisk Federal Building". | H.R. | 5029 | Nov. 18 1981 | | | | | | | 31880 | 33135 | Dec 17 | Dec 21 | Jan. 12 1983 | 97-450 |
| Ensuring that all energy and mineral resources originating on public lands and on the Outer Continental Shelf are accounted for under the direction of the Secretary of the Interior. | H.R. | 5121<br>(S. 2305) | Dec. 7 1981 | IIA | ENR | Sept. 23 | July 30 | 97-859 | 97-512 | 25993 | 28820 | Sept. 29 | Dec. 6 | Jan. 12 1983 | 97-451 |
| Codifying without substantive change recent laws related to money and finance and improving the U.S. Code. | H.R. | 7378 | Dec. 7 | | | | | | | 30290 | 32474 | Dec. 13 | Dec. 19 | Jan. 12 1983 | 97-452 |
| Improving fishery conservation and management. | H.R. | 5002<br>(S. 2450) | Nov. 17 1981 | MMF | CST | May 17 | Aug. 10 | 97-549 | 97-519 | 31683 | 31646 | Dec. 16 | Dec. 17 | Jan. 12 1983 | 97-453 |
| Amending title 13, U.S. Code, transferring responsibility for the quarterly financial report from the Federal Trade Commission to the Secretary of Commerce. | H.R. | 7410 | Dec. 13 | | | | | | | 31987 | 33617 | Dec. 17 | Dec. 23 | Jan. 12 1983 | 97-454 |
| Reducing the rate of certain taxes paid to the Virgin Islands on Virgin Islands source income. | H.R. | 7093 | Sept. 14 | WM | Fin | Sept. 16 | Oct. 11 | 97-833 | 97-648 | 24242 | 28708 | Sept. 30 | Dec. 3 | Jan. 12 1983 | 97-455 |

| Title | Bill No. | Date introduced | Committee | | Date reported | | Report No. | | Page of passage in Congressional Record | | Date of passage | | Public Law | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | House | Senate | House | Senate | House | Senate | House | Senate | House | Senate | Date approved | No. |
| Authorizing funds for fiscal year 1983 for the U.S. International Trade Commission, U.S. Trade Representative, and the U.S. Customs Service, Department of the Treasury. | H.R. 6094<br>(S. 2555) | Apr. 6 | WM | Fin | Apr. 29 | May 20 | 97–497 | 97–410 | 13832 | 26440 | June 16 | Sept. 30 | Jan. 12 1983 | 97–456 |
| Making technical corrections in certain banking and related statutes. | S.J. Res. 271 | Dec. 13 | | BHUA | | Dec. 16 | | | 33245 | 31309 | Dec. 21 | Dec. 16 | Jan. 12 1983 | 97–457 |
| Relating to the use or distribution of certain judgment funds awarded by the Indian Claims Commission or the Court of Claims. | H.R. 3731 | May 28 1981 | IIA | IA | Nov. 18 1981 | Oct. 1 | 97–340 | 97–658 | 31443 | 32440 | Dec. 15 1981 | Dec. 19 | Jan. 12 1983 | 97–458 |
| Providing for the purchase, sale, and exchange of lands by the Devils Lake Sioux Indian Tribe of the Devils Lake Sioux Reservation, North Dakota. | S. 503 | Feb. 19 1981 | IIA | IA | Sept. 30 | July 28 | 97–908 | 97–507 | 28863 | 22609 | Dec. 6 | Aug. 20 | Jan. 12 1983 | 97–459 |
| Revising the boundaries of the Saratoga National Park, New York. | S. 1540 | July 29 1981 | IIA | ENR | Oct. 11 | May 26 | 97–926 | 97–424 | 27424 | 13304 | Oct. 1 | June 10 | Jan. 12 1983 | 97–460 |
| Authorizing civil penalties for violations of various laws for preventing the introduction and dissemination of livestock and poultry diseases, plant diseases, and plant pests. | H.R. 6679 | June 23 | Agr | | Sept. 26 | | 97–875 | | 25389 | 32788 | Sept. 28 | Dec. 21 | Jan. 12 1983 | 97–461 |
| Amending the Federal Rules of Civil Procedure to authorize the service of a summons and complaint by first class mail. | H.R. 7154 | Sept. 21 | | | | | | | 30929 | 32476 | Dec. 15 | Dec. 19 | Jan. 12 1983 | 97–462 |
| Extending Federal employees compensation benefits to all Federal jurors, providing the awarding of attorney fees for court-appointed attorneys, and expanding the method of serving jury summons. | S. 2863 | Aug. 19 | | Jud | | Dec. 18 | | 97–674 | 33261 | 32764 | Dec. 21 | Dec. 21 | Jan. 12 1983 | 97–463 |
| Authorizing funds for fiscal year 1983 for programs of the Earthquake Hazards Reduction Act. | S. 2273<br>(H.R. 6272) | Mar. 24 | IIA | CST | May 17 | Apr. 20 | 97–535 | 97–336 | 23469 | 8289 | Sept. 14 | Apr. 29 | Jan. 12 1983 | 97–464 |
| Authorizing the conveyance of certain National Forest System lands when determined to be in the public interests. | S. 705<br>(H.R. 3021) | Mar. 12 1981 | Agr | Agr | Apr. 27 | Apr. 19 | 97–492 | 97–332 | 33257 | 22345 | Dec. 21 | Aug. 19 | Jan. 12 1983 | 97–465 |
| Designating certain lands in the Monongahela National Forest, West Virginia, as wilderness, and designating management of certain lands for uses other than wilderness. | H.R. 5161 | Dec. 10 1981 | IIA | ENR | May 17 | Dec. 13 | 97–561 | | 13517 | 32343 | June 14 | Dec. 19 | Jan. 13 1983 | 97–466 |
| Designating the Federal Building in Lima, Ohio, as the "Tennyson Guyer Federal Building". | H.R. 6538 | June 7 | | | | | | | 31881 | 33135 | Dec. 17 | Dec. 21 | Jan. 14 1983 | 97–467 |
| Authorizing funds for fiscal years 1982 and 1983 for the National Gas Pipeline Safety Act, and the Hazardous Liquid Pipeline Safety Act. | H.R. 3420<br>(S. 1099) | May 5 1981 | EC<br>PWT | CST | May 19 1981 | May 15 | 97–89 | 97–74 | 11024 | 16304 | June 1 1981 | July 17 | Jan. 14 1983 | 97–468 |
| Establishing the dates for submission of the Budget and Economic Report. | H.J. Res. 635 | Dec. 20 | | | | | | | 32936 | 33140 | Dec. 20 | Dec. 21 | Jan. 14 1983 | 97–469 |
| Providing for the protection of migrant and seasonal agricultural workers and for the registration of contractors of migrant and seasonal agricultural labor. | H.R. 7102 | Sept. 14 | EdL | | Sept. 28 | | 97–885 | | 26002 | 32458 | Sept. 29 | Dec. 19 | Jan. 14 1983 | 97–470 |
| Modifying the judicial district of the State of West Virginia. | S. 3105 | Dec. 16 | | | | | | | 32940 | 31168 | Dec. 20 | Dec. 16 | Jan. 14 1983 | 97–471 |

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Designating the period commencing January 1, 1983, and ending December 31, 1983, as the "Tricentennial Anniversary Year of German Settlement in America". | S.J. Res | 260 | Oct. 1 | ........ | ........ | ........ | ........ | ........ | ........ | 31975 | 26744 | Dec 17 | Oct. 1 | Jan. 14 1983 | 97–472 |
| Insuring periodic payments for damages received on account of personal injuries. | H.R | 5470 | Feb. 8 | WM | Fin | Sept. 16 | Oct. 1 | 97–832 | 97–646 | 24006 | 26898 | Sept 20 | Oct. 1 | Jan. 14 1983 | 97–473 |

## TABLE OF COMMITTEE ABBREVIATIONS

| | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| Agr | Agriculture | CST | Commerce, Science and Transportation | Fin | Finance | Intel | Intelligence | R | Rules |
| | Agriculture, Nutrition, and Forestry | DC | District of Columbia | FR | Foreign Relations | Jud | Judiciary | RAdm | Rules and Adminstration |
| App | Appropriations | EC | Energy and Commerce | GA | Governmental Affairs | LHR | Labor and Human Resources | SB | Small Business |
| AS | Armed Services | EdL | Education and Labor | GO | Government Operations | MMF | Merchant Marine and Fisheries | ST | Science and Technology |
| BFUA | Banking, Finance and Uban Affairs | ENR | Energy and Natural Resources | HA | House Adminstration | POCS | Post Office and Civil Service | VA | Veterans' Affairs |
| BHUA | Banking, Housing and Urban Affairs | EPW | Environment and Public Works | IA | Select Committee on Indian Affairs | PWT | Public Works and Transportation | WM | Ways and Means |
| Bud | Budget | FA | Foreign Affairs | IIA | Interior and Insular Affairs | | | | |

NOTE.—The bill in parenthesis is a companion measure.